

EIGHTEENTH DAY

(Continued)

(Tuesday, October 26, 1937)

The House met at 10:00 o'clock a. m., and was called to order by Speaker Calvert.

TO SUSPEND CERTAIN JOINT
RULES TO CONSIDER
CERTAIN BILLS

Mr. Hanna offered the following resolution:

H. C. R. No. 56, To suspend certain Joint Rules to consider certain bills.

Be It Resolved by the House of Representatives of the State of Texas, the Senate concurring, That all Joint Rules of the House and Senate be, and they are hereby suspended, for the purpose of taking up and considering House Bill No. 141, now in the Senate, until same is finally disposed of.

HANNA,
ALSUP.

The resolution was read second time.

Mr. Hartzog offered the following amendment to the resolution:

Amend House Concurrent Resolution No. 56, by adding the following after the words "House Bill No. 141": "House Bill No. 80".

Mr. Keith moved the previous question on the pending amendment and the resolution, and the motion was not seconded.

The amendment by Mr. Hartzog was adopted.

Question then recurring on the resolution, as amended, yeas and nays were demanded.

The resolution, as amended, was lost by the following vote (not receiving the necessary two-thirds vote):

Yeas—67

Alsup	Davisson
Amos	of Eastland
Anderson	Derden
Beckworth	Dollins
Blankenship	Donaghey
Boethel	England
Brown	Gibson
Callan	Hanna
Carssow	Harris of Archer
Cathey	Harris of Dallas
Cauthorn	Hartzog
Colquitt	Heflin
Davison of Fisher	Holland

Howard	Prescott
Hyder	Quinn
Johnson of Ellis	Reader
Johnson	Reed of Bowie
of Tarrant	Reed of Dallas
Jones of Atascosa	Riddle
Keefe	Roark
Keith	Russell
Kelt	Rutta
Kern	Settle
Lankford	Sewell
Lucas	Simpson
Mann	Smith of Tarrant
McDonald	Stocks
McKee	Talbert
McKinney	Tennyson
Monkhouse	Waggoner
Morris	Weldon
Morse	Winfree
Newton	Wood
Patterson of Mills	Worley
Powell	

Nays—51

Adkins	Knetsch
Alexander	Langdon
Bates	Lanning
Bond	Leyendecker
Boyer	Loggins
Bradbury	Mauritz
Bradford	Mays
Bridgers	McConnell
Burton	Metcalfe
Cagle	Moffett
Cleveland	Oliver
Davis of Haskell	Palmer
Deglandon	Patterson
Fielden	of Travis
Fox	Petsch
Fuchs	Rhodes
Graves	Ross
Hamilton	Sharpe
Hankamer	Smith
Hardin	of Matagorda
Harris of Dickens	Stevenson
Jackson	Tarwater
Jones of Angelina	Tennant
Jones of Falls	Thornberry
Jones of Wise	Thornton
Kenyon	Westbrook
King	

Present—Not Voting

Herzik

Absent

Baker	Harper
Bell	Harrell
Broadfoot	Hoskins
Celaya	Huddleston
Davis of Jasper	Hull
Dean	Leath
Dickison	Lehman
Felty	Leonard
Harbin	Little

London
McFarland
Nicholson
Pope
Ragsdale
Schuenemann

Absent—Excused

Farmer

TO SUSPEND CERTAIN JOINT RULES TO CONSIDER CERTAIN BILLS

Mr. Worley offered the following resolution:

H. C. R. No. 57, To suspend certain Joint Rules to consider certain bills.

Be It Resolved by the House of Representatives, the Senate concurring, That all Joint Rules of the House and Senate be, and they are hereby suspended, for the purpose of taking up and considering House Bill No. 142, now in the Senate, until same is finally disposed of.

The resolution was read second time.

Mr. Hartzog offered the following amendment to the resolution:

Amend House Concurrent Resolution No. 57, by inserting the words "House Bill No. 80" after the words "House Bill No. 142".

Mr. Jones of Wise moved the previous question on the pending amendment and the resolution, and the motion was not seconded.

Question recurring on the amendment by Mr. Hartzog, it was adopted.

Question then recurring on the resolution by Mr. Worley, as amended, yeas and nays were demanded.

The resolution, as amended, was adopted by the following vote:

Yeas—109

Adkins	Colquitt
Alsup	Davis of Haskell
Amos	Davison of Fisher
Anderson	Davisson
Bates	of Eastland
Beckworth	Deglandon
Boethel	Derden
Bond	Dollins
Boyer	Donaghey
Bradbury	England
Bradford	Felty
Broadfoot	Fielden
Callan	Fox
Carssow	Fuchs
Cauthorn	Gibson
Celaya	Hankamer
Cleveland	Hanna

Harrell	Monkhouse
Harris of Archer	Morse
Harris of Dallas	Newton
Harris of Dickens	Nicholson
Hartzog	Oliver
Heflin	Patterson of Mills
Herzik	Patterson
Holland	of Travis
Hoskins	Petsch
Howard	Pope
Huddleston	Prescott
Hyder	Quinn
Jackson	Reader
Johnson of Ellis	Reed of Dallas
Johnson	Rhodes
of Tarrant	Riddle
Jones of Angelina	Roark
Jones of Falls	Ross
Jones of Wise	Russell
Keith	Rutta
Kelt	Settle
Kern	Sewell
King	Sharpe
Knetsch	Simpson
Langdon	Smith
Lankford	of Matagorda
Lanning	Smith of Tarrant
Leath	Stinson
Lehman	Stocks
Leyendecker	Talbert
Loggins	Tarwater
Lucas	Tennant
Mann	Thornberry
Mays	Thornton
McConnell	Waggoner
McDonald	Weldon
McKee	Winfree
McKinney	Wood
Metcalf	Worley
Moffett	

Nays—7

Graves	Palmer
Hamilton	Reed of Bowie
Hardin	Westbrook
Morris	

Absent

Alexander	Keefe
Baker	Kenyon
Bell	Leonard
Blankenship	Little
Bridgers	London
Brown	Mauritz
Burton	McFarland
Cagle	Powell
Cathey	Ragsdale
Davis of Jasper	Schuenemann
Dean	Shell
Dickison	Skaggs
Harbin	Smith of Hopkins
Harper	Stevenson
Hull	Tennyson
Jones of Atascosa	Vale

Absent—Excused

Farmer

TO SUSPEND CERTAIN JOINT RULES TO CONSIDER CERTAIN BILLS

Mr. Hankamer offered the following resolution:

H. C. R. No. 58, To suspend certain Joint Rules to consider certain bills.

Be It Resolved by the House of Representatives of the Legislature of the State of Texas, the Senate of Texas concurring, That Joint Rule No. 9 be, and same is hereby suspended, for the purpose of permitting the Senate to take up and consider, until finally disposed of, House Bill No. 102 and House Bill No. 129.

The resolution was read second time.

Mr. Holland offered the following amendment to the bill:

Amend House Concurrent Resolution No. 58, by adding after the words "House Bills Nos. 102 and 129" the following: "House Bill No. 73".

The amendment was adopted.

By unanimous consent of the House, the following amendment was adopted to the resolution:

Amend the resolution by including the following: "House Bills Nos. 161, 97, 159, and Senate Bills Nos. 16 and 25".

QUINN,
PETSCH,
RUTTA,
POWELL,
FOX.

Mr. Hanna asked unanimous consent of the House, that House Bill No. 141 be added to the provisions of the resolution.

There was objection offered.

Mr. Hanna offered the following amendment to the resolution:

Amend House Concurrent Resolution No. 58, by inserting "House Bill No. 141" after the words "House Bill No. 129".

Mr. Keith moved the previous question on the pending amendment, and the resolution, and the motion was not seconded.

Mr. Jones of Wise raised a point of order, on further consideration of the amendment by Mr. Hanna, on the ground that a resolution to suspend the Rules is not subject to amendment.

The Speaker sustained the point of order.

Question recurring on the resolution by Mr. Worley, as amended, yeas and nays were demanded.

The resolution, as amended, was adopted by the following vote:

Yeas—110

Adkins	Lanning
Alsup	Leath
Amos	Leyendecker
Anderson	London
Bates	Lucas
Beckworth	Mann
Blankenship	Mauritz
Boethel	Mays
Bond	McConnell
Boyer	McDonald
Bradford	McFarland
Bridgers	McKee
Brown	Metcalfe
Cagle	Moffett
Callan	Monkhouse
Carssow	Morris
Cathey	Morse
Cauthorn	Nicholson
Celaya	Oliver
Cleveland	Patterson of Mills
Colquitt	Patterson
Davis of Haskell	of Travis
Davison of Fisher	Petsch
Davisson	Pope
of Eastland	Powell
Deglandon	Prescott
Derden	Quinn
Dollins	Ragsdale
England	Reader
Fielden	Reed of Bowie
Fox	Reed of Dallas
Gibson	Rhodes
Hamilton	Riddle
Hankamer	Roark
Hanna	Ross
Harris of Archer	Russell
Harris of Dallas	Rutta
Harris of Dickens	Schuenemann
Heflin	Settle
Herzik	Sewell
Holland	Sharpe
Hoskins	Shell
Howard	Simpson
Hyder	Smith
Jackson	of Matagorda
Johnson of Ellis	Smith of Tarrant
Johnson	Stinson
of Tarrant	Stocks
Jones of Angelina	Tarwater
Jones of Falls	Tennant
Jones of Wise	Tennyson
Keith	Thornberry
Kern	Thornton
King	Vale
Knetsch	Waggoner
Langdon	Weldon
Lankford	Winfree

Nays—7

Graves	Westbrook
Harrell	Wood
Lehman	Worley
Palmer	

Absent

Alexander	Huddleston
Baker	Hull
Bell	Jones of Atascosa
Bradbury	Keefe
Broadfoot	Kelt
Burton	Kenyon
Davis of Jasper	Leonard
Dean	Little
Dickison	Loggins
Donaghey	McKinney
Felty	Newton
Fuchs	Skaggs
Harbin	Smith of Hopkins
Hardin	Stevenson
Harper	Talbert
Hartzog	

Absent—Excused

Farmer

MESSAGE FROM THE SENATE

Austin, Texas, October 26, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following:

H. B. No. 74, A bill to be entitled "An Act validating, ratifying and confirming action of all County Boards of Trustees in establishing, redefining and creating common consolidated school districts, common school districts, independent school districts, and rural high school districts, and declaring an emergency." (With amendments.)

H. B. No. 38, A bill to be entitled "An Act to amend House Bill No. 141, Chapter 427, of the Acts of the Second Called Session of the Forty-fourth Legislature by amending Section 4 thereof by adding a new section to be designated Section 4a further specifying general and specific powers to be had and exercised by the Nueces River Conservation and Reclamation District including the power of condemnation and other specific enumerated powers, but without limitation upon the general or specific powers otherwise conferred upon said District by said House Bill No. 141, Chapter 427, or by the Constitution of Texas, or by any other

General or Special Law, and declaring an emergency."

H. B. No. 103, A bill to be entitled "An Act to amend House Bill No. 820 of the Regular Session of the Forty-fifth Legislature and defining certain words and phrases for its purposes; making certain findings and declaring necessity; authorizing cities, towns, counties and other public bodies to aid housing projects of housing authorities or of the United States of America by dedicating, selling, conveying or leasing any of its property to a housing authority or the Federal Government; by causing parks, playgrounds, recreational, community, educational, water, sewer or drainage facilities, or any other works which it is otherwise empowered to undertake, to be furnished adjacent to or in connection with housing projects, and declaring an emergency."

H. B. No. 135, A bill to be entitled "An Act amending Article 3881, Revised Civil Statutes of Texas, 1925, and declaring an emergency."

Has adopted

H. C. R. No. 29, Granting Tyler Pipe Line Company permission to sue the State.

H. C. R. No. 44, To grant Russ Mitchell Incorporated, permission to sue the State.

S. C. R. No. 16, Relative to the participation by the State of Texas in the Swedish American Tercentenary Celebration of 1938.

S. C. R. No. 17, Suspending all Joint Rules of the House and Senate to allow consideration and passage of House Bills Nos. 167, 151 and House Bill No. 161.

Respectfully,

• BOB BARKER,

Secretary of the Senate.

HOUSE BILL NO. 74 WITH
SENATE AMENDMENTS

Mr. Baker called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 74, A bill to be entitled "An Act validating, ratifying and confirming action of all County Boards of Trustees in establishing, redefining and creating common consolidated school districts, common school districts, independent school districts, and rural high school districts, and declaring an emergency."

The Speaker laid the bill before the House with the Senate amendments.

Mr. Baker moved that the House do not concur in the Senate amendments, and that a Conference Committee be requested to adjust the differences between the two Houses on the bill.

The motion prevailed.

In accordance with the above action, the Speaker announced the appointment of the following Conference Committee on House Bill No. 74: Messrs. Baker, Hankamer, King, Brown and Knetsch.

TO SUSPEND CERTAIN JOINT RULES TO CONSIDER HOUSE BILL NO. 141

Mr. Alsup offered the following resolution:

H. C. R. No. 59, To suspend certain Joint Rules to consider House Bill No. 141.

Be It Resolved by the House of Representatives, the Senate concurring, That all Joint Rules of the House and Senate be, and they are hereby suspended, for the purpose of taking up and considering House Bill No. 141, now in the Senate, until same is finally disposed of.

The resolution was read second time.

Question recurring on the resolution, yeas and nays were demanded.

The roll of the House was called, and the vote announced as follows: Yeas, 76; nays, 39.

Mr. Lucas requested a verification of the vote.

(Mr. Knetsch in the Chair.)

The roll of the "yeas" and "nays" was again called, and the verified vote resulted, as follows:

Yeas—69

Alsup	Derden
Amos	Dickison
Anderson	Donaghey
Bates	England
Beckworth	Gibson
Blankenship	Hamilton
Boethel	Hanna
Boyer	Hardin
Broadfoot	Harris of Archer
Brown	Harris of Dallas
Callan	Heflin
Cathey	Holland
Cauthorn	Hoskins
Cleveland	Hull
Colquitt	Hyder
Davisson	Johnson
of Eastland	of Tarrant

Jones of Angelina	Prescott
Jones of Falls	Quinn
Keith	Reed of Bowie
Kern	Reed of Dallas
Langdon	Rhodes
Lankford	Roark
Lehman	Ross
Leonard	Russell
Lucas	Rutta
Mann	Schuenemann
McKee	Sewell
McKinney	Smith of Tarrant
Moffett	Stinson
Monkhouse	Tennant
Morris	Tennyson
Morse	Waggoner
Nicholson	Weldon
Palmer	Winfree
Pope	

Nays—41

Adkins	Mays
Alexander	McConnell
Bradford	McFarland
Bridgers	Metcalf
Burton	Oliver
Deglandon	Patterson of Mills
Fielden	Patterson
Fox	of Travis
Fuchs	Petsch
Hankamer	Sharpe
Harper	Smith
Jackson	of Matagorda
Johnson of Ellis	Stevenson
Jones of Wise	Stocks
Kelt	Talbert
Kenyon	Tarwater
King	Thornberry
Knetsch	Thornton
Lanning	Vale
Leyendecker	Westbrook
London	Wood
Mauritz	

Present—Not Voting

Herzik

Absent

Baker	Harris of Dickens
Bell	Hartzog
Bond	Howard
Bradbury	Huddleston
Cagle	Jones of Atascosa
Carssow	Keefe
Celaya	Leath
Davis of Haskell	Little
Davis of Jasper	Loggins
Davison of Fisher	McDonald
Dean	Newton
Dollins	Powell
Felty	Ragsdale
Graves	Reader
Harbin	Riddle
Harrell	Settle

Shell
Simpson
Skaggs

Smith of Hopkins
Worley

Absent—Excused

Farmer

The Chair announced that the resolution was lost by the above vote (not receiving the necessary two-thirds vote).

TO SUSPEND CERTAIN JOINT
RULES TO CONSIDER
HOUSE BILL NO. 20

Mr. Morse offered the following resolution:

H. C. R. No. 60, To suspend certain Joint Rules to consider House Bill No. 20.

Be It Resolved by the House of Representatives of the State of Texas, the Senate concurring, That all Joint Rules of the House and Senate be, and they are hereby suspended, for the purpose of taking up and considering House Bill No. 20, now in the Senate, until same is finally disposed of.

The resolution was read second time.

Question recurring on the resolution by Mr. Morse, yeas and nays were demanded.

The resolution was lost by the following vote (not receiving the necessary two-thirds vote):

Yeas—74

Alexander	Heflin
Anderson	Herzik
Bell	Hoskins
Boethel	Hull
Boyer	Hyder
Bradford	Jackson
Bridgers	Johnson
Carssow	of Tarrant
Cathey	Jones of Falls
Cauthorn	Keith
Celaya	Kenyon
Colquitt	Knetsch
Dickison	Lehman
Dollins	Leonard
Donaghey	Leyendecker
England	Little
Felty	Loggins
Fielden	Mann
Fuchs	Mays
Gibson	McFarland
Hankamer	McKee
Hanna	McKinney
Harris of Dallas	Monkhouse
Hartzog	Morse

Newton
Nicholson
Patterson
of Travis
Pope
Prescott
Quinn
Reader
Reed of Dallas
Rhodes
Riddle
Rutta
Schuenemann
Settle

Sewell
Shell
Simpson
Skaggs
Smith of Tarrant
Stevenson
Stinson
Tennant
Thornton
Vale
Waggoner
Weldon
Winfree
Wood

Nays—53

Adkins	Kern
Alsup	Langdon
Bates	Lankford
Beckworth	Lanning
Blankenship	London
Bradbury	Lucas
Broadfoot	Mauritz
Brown	McConnell
Burton	Metcalfe
Cagle	Moffett
Davis of Haskell	Oliver
Davis of Jasper	Palmer
Davison of Fisher	Patterson of Mills
Deglandon	Petsch
Derden	Reed of Bowie
Fox	Roark
Graves	Ross
Hamilton	Russell
Hardin	Sharpe
Harper	Smith
Harris of Archer	of Matagorda
Harris of Dickens	Stocks
Holland	Tarwater
Jones of Angelina	Tennyson
Jones of Wise	Thornberry
Keefe	Westbrook
Kelt	Worley

Absent

Amos	Huddleston
Baker	Johnson of Ellis
Bond	Jones of Atascosa
Callan	King
Cleveland	Leath
Davisson	McDonald
of Eastland	Morris
Dean	Powell
Harbin	Ragsdale
Harrell	Smith of Hopkins
Howard	Talbert

Absent—Excused

Farmer

CONFERENCE COMMITTEE REPORT ON HOUSE BILL NO. 78

Mr. Leonard, Chairman, submitted the following Conference Committee Report on House Bill No. 78:

Honorable Walter F. Woodul, President of the Senate.

Honorable Robert W. Calvert, Speaker of the House.

Sirs: We, your Conference Committee, to whom was referred House Bill No. 78 to adjust the differences between the two Houses, have had same under consideration and beg leave to report back the following draft of said bill and recommend its adoption by both Houses.

Respectfully submitted,

NEAL,
WEINERT,
HOLBROOK,
RAWLINGS,

On the part of the Senate.

LEONARD,
LEYENDECKER,
CELAYA,
POPE,

On the part of the House.

H. B. No. 78,

A BILL

To Be Entitled

An Act amending House Bill No. 99, Acts of the Regular Session of the Forty-fifth Legislature as amended by Senate Bill No. 24 of the First Called Forty-fifth Legislature by amending Section 25 of said House Bill No. 99 by providing that any person purchasing citrus fruit from any dealer qualified as such, and paying therefor in current money of the United States, shall be exempt from giving the bond provided for in the Act and providing that such person applying for license shall indicate on his application that he desires to operate as a cash buyer, buying only from qualified dealers, prescribing the rights of such cash citrus dealer and providing the amount of license fee, a penalty for violation, and declaring an emergency.

Be It Enacted by the Legislature of the State of Texas:

Section 1. Section 25 of House Bill No. 99, Acts, Regular Session, Forty-fifth Legislature, as amended by Senate Bill No. 24, Acts of the First Called Session of the Forty-fifth Leg-

islature, is hereby amended so that same shall hereafter read as follows:

"Section 25. Any person who purchases citrus fruit only from dealers duly qualified as such under this Act, and pays therefor prior to or at the time of delivery or taking possession of such citrus fruit so purchased in current money of the United States, shall be exempt from giving the bond provided for in this Act and such person shall indicate on his application for license that he desires to operate as a cash buyer, buying only from dealers duly qualified as such under this Act, in accordance with the provisions of this section and thereupon such person shall be entitled to a license as a cash citrus dealer, purchasing only from dealers duly qualified under this Act, upon the payment by such applicant of the license fee as required under this Act. Such dealer shall be subject to all the pertinent provisions of this Act. Any violation of this section shall be deemed a misdemeanor and be punishable, as provided in Section 21 of this Act.

"Any producer handling or dealing in his own products exclusively, shall be licensed, upon application, by the Commissioner of Agriculture without charge and without being required to give a bond."

Section 2. The fact that no useful purpose will be served in requiring a bond under the terms of this Act, of a cash buyer as hereinabove defined, and that it will be to the interest of the industry affected, to immediately amend said Acts so as to eliminate the requiring of a bond for cash buyers, creating an emergency and imperative necessity, that the Constitutional Rule requiring bills to be read on three several days, be suspended and said Rule is here now suspended and this Act shall take effect and be in full force from and after its passage.

On motion of Mr. Leonard, the Report was adopted by the following vote:

Yeas—117

Adkins	Bradford
Alexander	Bridgers
Alsup	Brown
Anderson	Burton
Bates	Cagle
Beckworth	Callan
Bell	Cathey
Blankenship	Cauthorn
Boethel	Celaya

Cleveland	Lucas
Colquitt	Mann
Davis of Haskell	Mays
Davison of Fisher	McConnell
Davisson	McDonald
of Eastland	McFarland
Deglandon	McKee
Derden	McKinney
Dickison	Metcalfe
Dollins	Moffett
Donaghey	Monkhouse
Felty	Morse
Fielden	Nicholson
Fox	Palmer
Fuchs	Patterson of Mills
Gibson	Patterson
Graves	of Travis
Hamilton	Pope
Hankamer	Prescott
Hanna	Quinn
Harper	Reader
Harris of Dallas	Reed of Bowie
Harris of Dickens	Reed of Dallas
Hartzog	Rhodes
Heflin	Riddle
Herzik	Roark
Hoskins	Ross
Huddleston	Russell
Hull	Rutta
Hyder	Schuenemann
Jackson	Settle
Johnson of Ellis	Sewell
Johnson	Sharpe
of Tarrant	Simpson
Jones of Angelina	Skaggs
Jones of Falls	Smith
Jones of Wise	of Matagorda
Keefe	Stinson
Keith	Stocks
Kelt	Talbert
Kenyon	Tarwater
Kern	Tennant
King	Tennyson
Langdon	Thornberry
Lanning	Thornton
Leath	Vale
Lehman	Waggoner
Leonard	Weldon
Leyendecker	Winfree
Little	Wood
Loggins	Worley
London	

Nays—1

Lankford

Present—Not Voting

Westbrook

Absent

Amos	Broadfoot
Baker	Carssow
Bond	Davis of Jasper
Boyer	Dean
Bradbury	England

Harbin	Newton
Hardin	Oliver
Harrell	Petsch
Harris of Archer	Powell
Holland	Ragsdale
Howard	Shell
Jones of Atascosa	Smith of Hopkins
Knetsch	Smith of Tarrant
Mauritz	Stevenson
Morris	

Absent—Excused

Farmer

TO PERMIT THE CONSTRUCTION OF CERTAIN GAS LINE

Mr. Boyer offered the following resolution:

H. C. R. No. 51, To permit the construction of certain gas line across the Canadian River bridge.

Whereas, Great inconvenience and suffering has been caused in certain counties of the Panhandle of Texas due to rises of the Canadian River and gas lines have been washed out due to same at various times within the past few years; and

Whereas, Several towns and cities in said section have been required to be cut off from natural gas fuel for several days at a time until the waters of said river receded and said lines could be rebuilt and repaired; and

Whereas, The Canadian River is an extremely treacherous stream and possesses quicksand which after said rises sometimes completely buries all gas connections which are laid across said river; and

Whereas, The above condition could be remedied if the company serving certain counties north of the Canadian River in the Panhandle were permitted to construct their line by means of strapping said line to a girder below the railing at the side of the Canadian River bridge north of the city of Canadian in the County of Hemphill, Texas; and

Whereas, The Public Service Corporation of Texas is desirous of being permitted to lay a proposed six and five-eighths inches (6 $\frac{5}{8}$ ") gas line across said Canadian River bridge which spans the Canadian River on Highway No. 4 north of said City of Canadian, to be strapped to said girder as aforesaid and to be welded solid on concrete piers on east side of bridge; and

Whereas, Said construction would do no damage to said bridge and would be a means to serve with effi-

ciency citizens of said section of the Panhandle and would be of great benefit to said citizens for many years in the future; therefore, be it

Resolved, That the State Highway Department be directed to permit the Public Service Corporation of Texas to construct said gas line across the Canadian River bridge as aforesaid; and, be it further

Resolved, That the State Highway Department may require reasonable indemnity before authorizing said construction should they feel that damage might result to said bridge by reason of said construction thereof.

The resolution was read second time, and was adopted.

MESSAGE FROM THE SENATE

Austin, Texas, October 26, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House the Senate has adopted the Conference Report on House Bill No. 78 by the following vote: Yeas, 27; nays, 2.

Adopted the Conference Report on House Bill No. 69 by the following vote: Yeas, 29; nays, 2.

Respectfully,

BOB BARKER,
Secretary of the Senate.

TO SUSPEND CERTAIN JOINT RULES TO CONSIDER HOUSE BILL NO. 70

Mr. Leonard offered the following resolution:

H. C. R. No. 61, To suspend certain Joint Rules to consider House Bill No. 70.

Be It Resolved by the House of Representatives, the Senate concurring, That all necessary Rules be suspended so as to permit the Senate to take up and consider, until finally disposed of, House Bill No. 70.

The resolution was read second time.

Question recurring on the resolution, yeas and nays were demanded.

The resolution was adopted by the following vote:

Yeas—114

Alexander	Beckworth
Amos	Blankenship
Anderson	Boethel
Bates	Boyer

Bradbury	Leonard
Bradford	Leyendecker
Bridgers	Little
Broadfoot	London
Brown	Lucas
Burton	Mann
Cagle	Mays
Cathey	McConnell
Cauthorn	McFarland
Cleveland	McKee
Colquitt	McKinney
Davis of Haskell	Metcalfe
Davison of Fisher	Moffett
Deglandon	Monkhouse
Derden	Morse
Dickison	Nicholson
Dollins	Oliver
Donaghey	Palmer
England	Patterson of Mills
Felty	Patterson
Fielden	of Travis
Fox	Pope
Fuchs	Prescott
Gibson	Quinn
Graves	Reader
Hamilton	Reed of Bowie
Hankamer	Reed of Dallas
Hanna	Rhodes
Harper	Roark
Harrell	Ross
Harris of Dallas	Russell
Harris of Dickens	Rutta
Heflin	Schuenemann
Herzik	Settle
Hoskins	Sewell
Huddleston	Sharpe
Hull	Simpson
Hyder	Skaggs
Jackson	Smith
Johnson of Ellis	of Matagorda
Johnson	Smith of Tarrant
of Tarrant	Stocks
Jones of Angelina	Talbert
Jones of Atascosa	Tarwater
Jones of Falls	Tennant
Jones of Wise	Tennyson
Keefe	Thornberry
Keith	Thornton
Kelt	Vale
King	Waggoner
Langdon	Weldon
Lankford	Winfrey
Lanning	Wood
Leath	Worley
Lehman	

Nays—1

Hardin

Present—Not Voting

Westbrook

Absent

Adkins
Alsup

Baker
Bell

Bond	Knetsch
Callan	Loggins
Carssow	Mauritz
Celaya	McDonald
Davis of Jasper	Morris
Davisson	Newton
of Eastland	Petsch
Dean	Powell
Harbin	Ragsdale
Harris of Archer	Riddle
Hartzog	Shell
Holland	Smith of Hopkins
Howard	Stevenson
Kenyon	Stinson
Kern	

Absent—Excused

Farmer

TO PROVIDE FOR INVESTIGATION OF CERTAIN LEASE OF LAND IN POLK COUNTY

The House resumed consideration of unfinished business, same being House Simple Resolution No. 24, To provide for the investigation of certain land lease in Polk County, Texas, with committee amendment, which is a substitute resolution, pending.

The resolution having been read second time on Friday, October 15, and referred to the Committee on Public Lands and Buildings.

The Committee on Public Lands and Buildings having recommended the adoption of the resolution with certain committee amendment.

Mr. Loggins offered the following amendment to the committee amendment:

Amend amendment to House Simple Resolution No. 24, after the last sentence in the resolving clause, by adding the following: "and the House of Representatives in its wisdom and judgment go on record as favoring the amending of the present venue statutes so as to provide for the trial of all suits involving the title to land in the county where such land is situated."

Mr. Hyder moved the previous question on the pending amendment and the resolution, and the main question was ordered.

Question recurring on the amendment by Mr. Loggins to the committee amendment, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—85

Alexander	Loggins
Alsup	Mann
Boethel	Mauritz
Bond	Mays
Boyer	McFarland
Bradford	McKee
Bridgers	McKinney
Brown	Metcalfe
Burton	Moffett
Callan	Monkhouse
Carssow	Oliver
Cathey	Palmer
Cauthorn	Pope
Colquitt	Quinn
Davis of Haskell	Reader
Davis of Jasper	Reed of Bowie
Deglandon	Reed of Dallas
Derden	Rhodes
Donaghey	Riddle
Fielden	Roark
Fox	Schuenemann
Fuchs	Settle
Gibson	Sewell
Hamilton	Sharpe
Hankamer	Shell
Harper	Simpson
Harris of Archer	Smith
Hartzog	of Matagorda
Huddleston	Smith of Tarrant
Hyder	Stevenson
Jackson	Stinson
Johnson of Ellis	Stocks
Johnson	Talbert
of Tarrant	Tarwater
Jones of Angelina	Tennant
Jones of Atascosa	Thornton
Kelt	Vale
Kenyon	Waggoner
King	Weldon
Knetsch	Westbrook
Lanning	Winfree
Leonard	Wood
Leyendecker	Worley
Little	

Nays—25

Adkins	Jones of Wise
Amos	Lankford
Beckworth	Leath
Bell	Lucas
Blankenship	McConnell
Broadfoot	Morse
Davisson	Patterson of Mills
of Eastland	Patterson
Dollins	of Travis
Graves	Prescott
Hanna	Ross
Harris of Dallas	Russell
Harris of Dickens	Thornberry
Jones of Falls	

Present—Not Voting

Bradbury Herzik
Davison of Fisher

Absent

Anderson	Keefe
Baker	Keith
Bates	Kern
Cagle	Langdon
Celaya	Lehman
Cleveland	London
Dean	McDonald
Dickison	Morris
England	Newton
Felty	Nicholson
Harbin	Petsch
Hardin	Powell
Harrell	Ragsdale
Heflin	Rutta
Holland	Skaggs
Hoskins	Smith of Hopkins
Howard	Tennyson
Hull	

Absent—Excused

Farmer

(Speaker in the Chair.)

Mr. Davisson of Eastland asked unanimous consent of the House to withdraw the resolution.

There was objection offered.

Question then recurring on the resolution, yeas and nays were demanded.

The resolution was lost by the following vote:

Yeas—5

Adkins	Harris of Dallas
Beckworth	Lankford
Brown	

Nays—123

Alexander	Colquitt
Alsup	Davis of Haskell
Amos	Davis of Jasper
Bates	Davison of Fisher
Bell	Davison
Blankenship	of Eastland
Boethel	Deglandon
Bond	Derden
Boyer	Dickison
Bradbury	Dollins
Bradford	Donaghey
Bridgers	England
Broadfoot	Fielden
Burton	Fox
Cagle	Fuchs
Callan	Gibson
Carssow	Graves
Cathey	Hamilton
Cauthorn	Hankamer

Hanna	Nicholson
Hardin	Oliver
Harper	Palmer
Harrell	Patterson of Mills
Harris of Archer	Patterson
Harris of Dickens	of Travis
Hartzog	Petsch
Heflin	Pope
Herzik	Prescott
Hoskins	Quinn
Hyder	Reader
Jackson	Reed of Bowie
Johnson of Ellis	Reed of Dallas
Johnson	Rhodes
of Tarrant	Riddle
Jones of Angelina	Roark
Jones of Atascosa	Ross
Jones of Falls	Russell
Jones of Wise	Settle
Keefe	Sewell
Keith	Sharpe
Kelt	Shell
Kenyon	Simpson
Kern	Skaggs
King	Smith of Hopkins
Knetsch	Smith
Langdon	of Matagorda
Leath	Smith of Tarrant
Lehman	Stevenson
Leonard	Stinson
Leyendecker	Stocks
Little	Talbert
Loggins	Tarwater
Lucas	Tennant
Mann	Tennyson
Mauritz	Thornberry
Mays	Thornton
McFarland	Vale
McKee	Waggoner
McKinney	Weldon
Metcalfe	Westbrook
Moffett	Winfree
Monkhouse	Wood
Morris	Worley
Morse	

Present—Not Voting

McConnell

Absent

Anderson	Hull
Baker	Lanning
Celaya	London
Cleveland	McDonald
Dean	Newton
Felty	Powell
Harbin	Ragsdale
Holland	Rutta
Howard	Schuenemann
Huddleston	

Absent—Excused

Farmer

MESSAGE FROM THE SENATE

Austin, Texas, October 26, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has granted the request of the House for a Conference Committee to adjust the differences between the two Houses on House Bill No. 23.

The following have been appointed, on the part of the Senate: Senators Burns, Small, Moore, Cotten and Redditt.

Respectfully,

BOB BARKER,
Secretary of the Senate.

EXPRESSING SYMPATHY OF
THE HOUSE TO HON.
GEORGE M. NEWTON

Mr. Bell offered the following resolution:

H. S. R. No. 57, Expressing sympathy of the House to Hon. George M. Newton.

Whereas, Our distinguished fellow-Member, the Honorable George M. Newton, of Milam County, is confined in the Cameron Sanitarium because of illness; and

Whereas, The House of Representatives desires to express its regret in losing his valuable services especially at this critical time; and

Whereas, He has been a faithful Member and has been constant and untiring in his efforts to serve his State; therefore, be it

Resolved, That the House of Representatives extend its wishes for a speedy recovery; and, be it further

Resolved, That the Chief Clerk of the House of Representatives be hereby instructed to send the Honorable George M. Newton a beautiful bouquet of flowers to be paid for out of the Contingent Expense Account; and, be it further

Resolved, That a copy of this resolution be spread upon the Journal and another copy sent to the Honorable George M. Newton of Cameron, Texas.

BELL,
LEHMAN.

The resolution was read second time.

Signed—Calvert, Speaker; Adkins, Alexander, Alsup, Amos, Anderson, Baker, Bates, Beckworth, Blankenship, Boethel, Bond, Boyer, Bradbury, Bradford, Bridgers, Broad-

foot, Brown, Burton, Cagle, Callan, Carssow, Cathey, Cauthorn, Celaya, Cleveland, Colquitt, Davis of Haskell, Davis of Jasper, Davison of Fisher, Davisson of Eastland, Dean, Deglandon, Derden, Dickison, Dollins, Donaghey, England, Farmer, Felty, Fielden, Fox, Fuchs, Gibson, Graves, Hamilton, Hankamer, Hanna, Harbin, Hardin, Harper, Harrell, Harris of Archer, Harris of Dallas, Harris of Dickens, Hartzog, Heflin, Herzik, Holland, Hoskins, Howard, Huddleston, Hull, Hyder, Jackson, Johnson of Ellis, Johnson of Tarrant, Jones of Angelina, Jones of Atascosa, Jones of Falls, Jones of Wise, Keefe, Keith, Kelt, Kenyon, Kern, King, Knetsch, Langdon, Lankford, Lanning, Leath, Leonard, Leyendecker, Little, Loggins, London, Lucas, Mann, Mauritz, Mays, McConnell, McDonald, McFarland, McKee, McKinney, Metcalfe, Moffett, Monkhouse, Morris, Morse, Nicholson, Oliver, Palmer, Patterson of Mills, Patterson of Travis, Petsch, Pope, Powell, Prescott, Quinn, Ragsdale, Reader, Reed of Bowie, Reed of Dallas, Rhodes, Riddle, Roark, Ross, Russell, Rutta, Schuenemann, Settle, Sewell, Sharpe, Shell, Simpson, Skaggs, Smith of Hopkins, Smith of Matagorda, Smith of Tarrant, Stevenson, Stinson, Stocks, Talbert, Tarwater, Tennant, Tennyson, Thornberrv. Thornton, Vale, Waggoner, Weldon, Westbrook, Winfree, Wood and Worley.

On motion of Mr. Carssow, the names of all the Members of the House were added to the resolution as signers thereof.

The resolution was unanimously adopted.

MESSAGE FROM THE SENATE

Austin, Texas, October 26, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House the Senate has adopted

H. C. R. No. 31, Granting permission to Martin Bros., to sue the State.

H. C. R. No. 32, Authorizing the Livestock Sanitary Commission to dispose of certain wire fence between the States of Texas and Louisiana.

H. C. R. No. 46, Urging the National Congress to enact farm legislation.

Respectfully,

BOB BARKER,
Secretary of the Senate.

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bills and resolutions:

H. B. No. 38, "An Act to amend House Bill No. 141, Chapter 427, of the Acts of the Second Called Session of the Forty-fourth Legislature by amending Section 4 thereof by adding a new section to be designated Section 4a further specifying general and specific powers to be had and exercised by the Nueces River Conservation and Reclamation District including the power of condemnation and other specific enumerated powers, but without limitation upon the general or specific powers otherwise conferred upon said District by said House Bill No. 141, Chapter 427, or by the Constitution of Texas, or by any other General or Special Law; by amending Section 6 of said House Bill No. 141, Chapter 427, of the Acts of the Second Called Session of the Forty-fourth Legislature by providing the number, classes and term of office of the Directors of said District, the manner of their appointment and qualification, the number constituting a quorum of said Board of Directors, the manner of filling vacancies therein, fixing dates for Regular Meetings of the Board of Directors and providing for Special Meetings of said Board, and providing that failure of any Director to attend four (4) consecutive meetings of said Board including one Regular Meeting shall terminate his term of office and create a vacancy in said Board to be filled as other vacancies in said Board of Directors; by amending Section 7 of said House Bill No. 141, Chapter 427, of the Acts of the Second Called Session of the Forty-fourth Legislature by authorizing the Board of Directors to make surveys and do other work incident to carrying out the purposes of the District, to employ engineers, attorneys and other technical and non-technical assistants or employees and fix their compensation, and determine other proper expenditures of said District, and providing compensation for Directors at Ten (\$10.00) Dollars per day and five (.05) cents per mile traveling expenses, said per diem not to be paid in excess of fifty (50) days in any one calendar year; by

defining the terms 'moneys' and 'money' as found in Sections 13 and 23 by adding a new section to be designated Section 23a, and declaring an emergency."

H. B. No. 135, "An Act amending Article 3881, Revised Civil Statutes of Texas, 1925, and declaring an emergency."

H. B. No. 149, "An Act applicable in the counties of Mason, Menard, Kerr, Schleicher, Crockett, Sutton, Kimble, Real, Edwards, Blanco, Llano, Kendall, Gillespie, El Paso, Huds-peth, Culberson, Val Verde, Kinney, Maverick, Terrell, Brewster, Harris and Burnet of the State of Texas, requiring a hunting license of any resident citizen of the State hunting in any of said counties with certain exemptions; requiring a fishing license of all persons residing in the State of Texas and fishing in said counties or in any stream forming a part of the boundary line of any of said counties and for such distance as such stream forms a part of the boundary of any of the aforementioned counties; etc., and declaring an emergency."

S. C. R. No. 12, To authorize the Governor to appoint certain commission.

S. C. R. No. 13, Relative to an investigation and reorganization of the county and district road indebtedness of this State.

H. C. R. No. 29, To grant the Tyler Pipe Line Company permission to sue the State.

H. C. R. No. 44, To grant Russ Mitchell, Inc., permission to sue the State.

RECESS

Mr. McKee moved that the House recess until 2:00 o'clock p. m., today.

Mr. Johnson of Ellis moved that the House recess until 2:30 o'clock p. m., today.

Mr. Keith moved that the House recess until 8:00 o'clock p. m., today.

Question first recurring on the motion to recess until 2:00 o'clock p. m., today, it was lost.

Question then recurring on the motion to recess until 2:30 o'clock p. m., today, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—109

Adkins	Alsup
Alexander	Amos

Bates	King
Beckworth	Knetsch
Bell	Langdon
Blankenship	Lankford
Boethel	Leath
Bond	Lehman
Boyer	Little
Bradbury	Loggins
Bradford	London
Bridgers	Mauritz
Broadfoot	McConnell
Brown	McFarland
Burton	Metcalfe
Carssow	Moffett
Cathey	Monkhouse
Cauthorn	Morse
Cleveland	Nicholson
Colquitt	Oliver
Davis of Jasper	Patterson of Mills
Davison of Fisher	Patterson
Davison	of Travis
of Eastland	Petsch
Deglandon	Powell
Derden	Prescott
Dickson	Ragsdale
Donaghey	Reed of Bowie
England	Reed of Dallas
Felty	Rhodes
Fielden	Russell
Fox	Rutta
Fuchs	Schuenemann
Graves	Settle
Hamilton	Sewell
Hankamer	Sharpe
Harper	Shell
Harrell	Simpson
Harris of Archer	Smith of Hopkins
Harris of Dallas	Smith
Harris of Dickens	of Matagorda
Hartzog	Smith of Tarrant
Heflin	Stevenson
Herzik	Stinson
Holland	Stocks
Hoskins	Talbert
Howard	Tarwater
Hull	Tennant
Hyder	Tennyson
Jackson	Thornberry
Johnson of Ellis	Thornton
Jones of Angelina	Vale
Jones of Atascosa	Waggoner
Jones of Falls	Westbrook
Jones of Wise	Wood
Kelt	Worley

Nays—20

Callan	Kenyon
Gibson	Kern
Hardin	Leonard
Huddleston	Lucas
Johnson	Mann
of Tarrant	Mays
Keefe	McKee
Keith	Palmer

Quinn	Skaggs
Riddle	Weldon
Roark	

Absent.

Anderson	Leyendecker
Baker	McDonald
Cagle	McKinney
Celaya	Morris
Davis of Haskell	Newton
Dean	Pope
Dollins	Reader
Hanna	Ross
Harbin	Winfree
Lanning	

Absent—Excused

Farmer

The House, accordingly, at 12:15 o'clock p. m., took recess until 2:30 o'clock p. m., today.

AFTERNOON SESSION

The House met at 2:30 o'clock p. m., and was called to order by the Speaker.

LEAVES OF ABSENCE GRANTED

(By unanimous consent)

Mr. Thornberry was granted leave of absence for this afternoon, on account of important business, on motion of Mr. Keith.

The following Members of the Conference Committee on House Bill No. 23 were granted temporary leaves of absence for this afternoon and this evening: Messrs. Morris, Bell, Stinson, Anderson and Jones of Wise.

TO GRANT PERMISSION TO SUE THE STATE

The Speaker laid before the House, for consideration at this time,

S. C. R. No. 8, To grant L. M. Anderson permission to sue the State.

Whereas, On the 2nd day of March, A. D. 1937, a truck belonging to L. M. Anderson fell through a bridge spanning Berry Creek on State Highway No. 2 near Georgetown, Texas, in Williamson County, at which point on said State Highway No. 2 the said truck belonging to L. M. Anderson was wrecked and rendered totally worthless; and

Whereas, The said L. M. Anderson claims that he had secured a permit from the State Highway Department to move an overload over the State

Highway from San Antonio to Weatherford, routing being from San Antonio to Fort Worth over State Highway No. 2, and from Fort Worth to Weatherford over State Highway No. 1; and

Whereas, The said L. M. Anderson claims that as his truck was passing over said bridge spanning Berry Creek on State Highway No. 2 in Williamson County the said bridge collapsed, destroying said truck belonging to the said L. M. Anderson; and

Whereas, The said L. M. Anderson claims that the State Highway Department was negligent in failing to properly maintain the said bridge spanning Berry Creek on State Highway No. 2 in Williamson County and also was negligent in routing the said truck over the said bridge spanning Berry Creek on State Highway No. 2; and

Whereas, The said L. M. Anderson claims that he has supporting evidence that the said bridge was in dangerous condition prior to the said truck belonging to the said L. M. Anderson falling through the said bridge; and

Whereas, The said L. M. Anderson claims that the State of Texas and its Highway Department are liable for the damages to the said truck belonging to the said L. M. Anderson; now, therefore, be it

Resolved by the Senate, the House of Representatives concurring, That the said L. M. Anderson be hereby granted permission to bring suit against the State of Texas and the State Highway Commission in a court of competent jurisdiction to ascertain and fix the amount or amounts, if any, the State Highway Commission and the State of Texas is indebted to the said L. M. Anderson on account of the damages to the said truck belonging to the said L. M. Anderson so alleged to have been caused by the collapse of said bridge spanning Berry Creek on State Highway No. 2 in Williamson County. And in case such suit is filed, service of citation shall be had upon the Governor of the State of Texas, the Chairman of the Highway Commission and the Attorney General of Texas, and that said suit may be prosecuted regardless of any claim of limitation upon the part of the defendants therein, and that either party hereto shall have the right of appeal without the execution of a bond and any judgment that may be finally established against the

State of Texas and the State Highway Commission of Texas in said suit shall be a liquidated debt and shall be paid by the Highway Commission of Texas out of the funds in its hands and under its control.

The resolution was read second time, and was referred, by the Speaker, to the Committee on State Affairs.

TO SUSPEND CERTAIN JOINT RULES TO CONSIDER CERTAIN BILLS

The Speaker laid before the House, for consideration, at this time,

S. C. R. No. 17, To suspend certain Joint Rules to consider certain bills.

Whereas, House Bill No. 161, House Bill No. 167, and House Bill No. 151 have passed the House of Representatives and are pending in the Senate; now, therefore, be it

Resolved, That all Rules be suspended to allow consideration and passage of House Bill No. 161, House Bill No. 167 and House Bill No. 151.

The resolution was read second time, and was adopted.

SPECIAL COMMITTEE APPOINTED

In accordance with the provisions of House Simple Resolution No. 47, the Speaker announced the appointment of the following committee to make the trip to Washington to appear before Congress on agricultural matters: Messrs. Tarwater, Ragsdale and Mauritz.

TO AUTHORIZE THE ENROLLING CLERK TO MAKE CERTAIN CORRECTION IN HOUSE BILL NO. 78

Mr. Leonard offered the following resolution:

H. C. R. No. 63, To authorize the Enrolling Clerk of the House to amend the caption of House Bill No. 78.

Be It Resolved by the House of Representatives, the Senate concurring, That the Enrolling Clerk of the House be instructed to amend the caption of House Bill No. 78 so as to make it conform to the body of the bill.

The resolution was read second time, and was adopted.

TO SUSPEND CERTAIN JOINT
RULES TO TAKE UP HOUSE
BILL NO. 147

Mr. Smith of Tarrant offered the following resolution:

H. C. R. No. 62, To suspend certain Joint Rules to take up House Bill No. 147.

Be It Resolved by the House of Representatives, the Senate concurring, That all necessary Rules of the House and Senate be suspended so as to permit the House and Senate to take up and consider, until finally disposed of, House Bill No. 147.

SMITH of Tarrant,
JOHNSON of Tarrant.

The resolution was read second time, and was adopted.

TO SUSPEND CERTAIN JOINT
RULES TO TAKE UP HOUSE
BILL NO. 20

Mr. Morse offered the following resolution:

H. C. R. No. 64, To suspend certain Joint Rules to take up House Bill No. 20.

Be It Resolved by the House of Representatives of the State of Texas, the Senate concurring, That all Joint Rules of the House and Senate be, and they are hereby suspended, for the purpose of taking up and considering House Bill No. 20, now in the Senate, until same is finally disposed of.

The resolution was read second time.

Question recurring on the resolution by Mr. Morse, yeas and nays were demanded.

The resolution was lost by the following vote (not receiving the necessary two-thirds vote):

Yeas—76

Amos	Dollins
Baker	Donaghey
Boethel	England
Bond	Felty
Boyer	Fielden
Bradford	Fuchs
Bridgers	Gibson
Callan	Hankamer
Carssow	Hanna
Cathey	Hardin
Cauthorn	Harper
Celaya	Harris of Dallas
Colquitt	Hartzog
Dickison	Heflin

Herzik
Hoskins
Howard
Hull
Jackson
Johnson
of Tarrant
Jones of Falls
Keith
Kenyon
Knetsch
Leath
Lehman
Leonard
Leyendecker
Little
Loggins
Mann
Mays
McDonald
McFarland
McKee
McKinney
Monkhouse
Morse

Nicholson
Patterson
of Travis
Pope
Prescott
Quinn
Ragsdale
Reader
Reed of Dallas
Rhodes
Rutta
Schuenemann
Settle
Sharpe
Shell
Simpson
Skaggs
Smith of Tarrant
Stevenson
Stinson
Tennant
Thornton
Vale
Waggoner
Winfree

Nays—56

Adkins	Kern
Alsup	King
Bates	Langdon
Beckworth	Lankford
Blankenship	Lanning
Bradbury	Lucas
Broadfoot	Mauritz
Brown	McConnell
Burton	Metcalfe
Cagle	Moffett
Cleveland	Oliver
Davis of Haskell	Palmer
Davis of Jasper	Patterson of Mills
Davison of Fisher	Petsch
Davisson	Powell
of Eastland	Reed of Bowie
Deglandon	Roark
Derden	Ross
Fox	Russell
Graves	Sewell
Hamilton	Smith of Hopkins
Harrell	Smith
Harris of Archer	of Matagorda
Harris of Dickens	Stocks
Holland	Tarwater
Huddleston	Tennyson
Johnson of Ellis	Westbrook
Keefe	Wood
Kelt	Worley

Present—Not Voting

Hyder

Absent

Alexander	Jones of Angelina
Dean	Jones of Atascosa
Harbin	London

Newton
Riddle

Talbert
Weldon

Absent—Excused

Anderson
Bell
Farmer

Jones of Wise
Morris
Thornberry

PAIRED

Mr. Hyder (present), who would vote "yea", with Mr. Thornberry (absent), who would vote "nay".

TO SUSPEND CERTAIN JOINT RULES TO CONSIDER HOUSE BILL NO. 124

Mr. Colquitt offered the following resolution:

H. C. R. No. 65, To suspend certain Joint Rules to consider House Bill No. 124.

Be It Resolved by the House of Representatives, the Senate concurring, That Joint Rule No. 9 and all other applicable Rules be suspended as to House Bill No. 124 so that it may be taken up and finally disposed of.

COLQUITT,
THORNTON.

The resolution was read second time, and was adopted.

TO SUSPEND CERTAIN JOINT RULES TO CONSIDER HOUSE BILL NO. 118

Mr. Hull offered the following resolution:

H. C. R. No. 66, To suspend certain Joint Rules to consider House Bill No. 118.

Whereas, House Bill No. 118 has passed the House and is now pending in the Senate; now, therefore, be it

Resolved, That all Rules be suspended to allow consideration and passage of House Bill No. 118.

The resolution was read second time, and was adopted.

SENATE BILL NO. 16 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 16, A bill to be entitled "An Act to exempt from county supervision of its schools all independent school districts in certain counties regardless of the population of

said districts, and declaring an emergency."

The bill was read second time.

Mr. Petsch offered the following committee amendment to the bill:

Amend Senate Bill No. 16, Section 1, by adding after the word "schools" the following:

"Provided that said schools shall be subject to assessment and payment of county administration costs as provided in the general law, and the provisions of the general law relating to taking of scholastic census and supervision of rural aid shall also continue to apply to such districts."

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

Senate Bill No. 16 was then passed to third reading.

SENATE BILL NO. 16 ON THIRD READING

Mr. Petsch moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 16 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—109

Adkins	Fielden
Alsup	Fox
Amos	Fuchs
Bates	Gibson
Beckworth	Graves
Blankenship	Hamilton
Boethel	Hanna
Bond	Harbin
Boyer	Hardin
Bradbury	Harper
Bradford	Harrell
Bridgers	Harris of Archer
Brown	Harris of Dallas
Burton	Harris of Dickens
Cagle	Hartzog
Callan	Heflin
Carsrow	Herzik
Cathey	Holland
Cauthorn	Hoskins
Celaya	Hull
Cleveland	Hyder
Davis of Haskell	Jackson
Deglandon	Johnson of Ellis
Derden	Johnson
Dollins	of Tarrant
Donaghey	Jones of Angelina
England	Jones of Atascosa
Felty	Jones of Falls

Keith	Pope
Kelt	Powell
Kenyon	Quinn
Kern	Reader
Knetsch	Reed of Bowie
Langdon	Reed of Dallas
Lankford	Rhodes
Lanning	Roark
Leath	Ross
Leonard	Russell
Leyendecker	Rutta
Little	Schuenemann
Loggins	Sewell
Lucas	Sharpe
Mann	Shell
Mauritz	Simpson
Mays	Skaggs
McDonald	Smith
McKee	of Matagorda
Moffett	Smith of Tarrant
Monkhouse	Stocks
Morse	Tarwater
Nicholson	Tennant
Palmer	Thornton
Patterson of Mills	Vale
Patterson	Waggoner
of Travis	Weldon
Petsch	Winfree

Nays—6

Dickison	Tennyson
Lehman	Westbrook
Oliver	Wood

Present—Not Voting

Davison of Fisher

Absent

Alexander	McConnell
Baker	McFarland
Broadfoot	McKinney
Colquitt	Metcalf
Davis of Jasper	Newton
Davisson	Prescott
of Eastland	Ragsdale
Dean	Riddle
Hankamer	Settle
Howard	Smith of Hopkins
Huddleston	Stevenson
Keefe	Talbert
King	Worley
London	

Absent—Excused

Anderson	Morris
Bell	Stinson
Farmer	Thornberry
Jones of Wise	

The Speaker then laid Senate Bill No. 16 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—116

Alexander	Jones of Wise
Alsup	Keefe
Amos	Keith
Anderson	Kelt
Baker	Kern
Bates	King
Beckworth	Knetsch
Bell	Langdon
Blankenship	Lanning
Boethel	Lehman
Bond	Leonard
Bradbury	Leyendecker
Bradford	Little
Bridgers	Loggins
Brown	London
Burton	Lucas
Cagle	Mann
Callan	Mauritz
Carssow	Mays
Cathey	McDonald
Cauthorn	McFarland
Celaya	McKee
Cleveland	Moffett
Colquitt	Monkhouse
Davis of Jasper	Morris
Deglandon	Morse
Derden	Nicholson
Dickison	Palmer
Dollins	Patterson of Mills
Donaghey	Petsch
Felty	Pope
Fielden	Powell
Fuchs	Quinn
Gibson	Reader
Hamilton	Reed of Dallas
Hankamer	Rhodes
Hanna	Riddle
Harbin	Roark
Hardin	Russell
Harper	Rutta
Harrell	Schuenemann
Harris of Archer	Settle
Harris of Dallas	Sewell
Harris of Dickens	Sharpe
Hartzog	Shell
Heflin	Skaggs
Herzik	Smith of Hopkins
Holland	Smith
Hoskins	of Matagorda
Howard	Stinson
Huddleston	Stocks
Hyder	Talbert
Jackson	Tennant
Johnson of Ellis	Thornberry
Johnson	Thornton
of Tarrant	Vale
Jones of Angelina	Waggoner
Jones of Atascosa	Weldon
Jones of Falls	Winfree

Nays—1

Lankford

Present—Not Voting

McConnell

Absent

Adkins	Newton
Boyer	Oliver
Broadfoot	Patterson
Davis of Haskell	of Travis
Davison of Fisher	Prescott
Davisson	Ragsdale
of Eastland	Reed of Bowie
Dean	Ross
England	Simpson
Fox	Smith of Tarrant
Graves	Stevenson
Hull	Tarwater
Kenyon	Tennyson
Leath	Westbrook
McKinney	Wood
Metcalfe	Worley

Absent—Excused

Farmer

EXPRESSING APPRECIATION TO
MEMBERS OF THE HOUSE

The Speaker laid before the House, and had read the following:

"The family of
Horace Holley
gratefully acknowledge your kindness
and sympathy in their time
of sorrow."

COMMENDING HONORABLE
CLYDE BRADFORD

Mr. Alsop offered the following resolution:

H. S. R. No. 61, Commending Hon. Clyde Bradford.

Whereas, The Honorable Clyde Bradford represents a large legislative district in this State; and

Whereas, The Honorable Clyde Bradford is rendering an outstanding service to his constituents; and

Whereas, The Honorable Clyde Bradford has not incurred any expense account during this session of the Legislature; now, therefore, be it

Resolved by the House of Representatives, That he be commended for his economy and that the House extend to him its sincere appreciation for such economy; and, be it further

Resolved, That the Chief Clerk tender the Honorable Clyde Bradford a copy of this resolution.

The resolution was read second time, and was adopted.

PROVIDING FOR PURCHASE OF
RAY'S ADVANCE SESSION
LAWS

Mr. Alsop offered the following resolution:

H. S. R. No. 59, Providing for purchase of Ray's Advance Session Laws.

Whereas, At previous sessions, including the Regular and First Called Sessions of the Forty-fifth Legislature, the House has heretofore subscribed to Ray's Advance Session Laws, one for each Member at the rate of 75c per copy, which said laws were promptly delivered and proved of great value; now, therefore, be it

Resolved, That said subscription be extended so as to include the Acts of the Second Called Session, 150 copies at 75c each, to be delivered as soon as the bills finally passed at this session have been acted upon by the Governor; same to be paid out of the Contingent Fund of the House, when said laws have been delivered.

ALSUP,

REED of Dallas.

The resolution was read second time, and was adopted.

MESSAGE FROM THE SENATE

Austin, Texas, October 26, 1937.
Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has granted the request of the House for a Conference Committee to adjust the differences between the two Houses on House Bill No. 74.

The following have been appointed on the part of the Senate:

Senators Oneal, Sulak, Winfield, Head and Newton.

Adopted

H. C. R. No. 43, Relative to State Highway Department selling nursery stock, evergreens, etc.

H. C. R. No. 58, Suspending Joint Rule No. 9 for purpose of considering and finally passing certain Senate bills.

H. C. R. No. 61, Suspending Joint Rules for the purpose of considering and finally passing House Bill No. 70.

S. C. R. No. 14, Authorizing Charles Workman to sue the State.

Respectfully,

BOB BARKER,

Secretary of the Senate.

TO PROVIDE FOR ADDITIONAL
APPROPRIATION FOR CER-
TAIN COMMITTEE

Mr. Bradbury moved to suspend the Rules, relative to the consideration of resolutions, for the purpose of taking up, and considering, until disposed of, House Simple Resolution No. 50.

The motion prevailed.

Mr. Bradbury then offered the following resolution:

H. S. R. No. 50, To provide for additional appropriation for certain committee.

Whereas, In the Regular Session of the Forty-fifth Legislature House Simple Resolution No. 175 was adopted which was cumulative of a resolution adopted March 15, 1937, and these resolutions had for their purpose a creation of a committee to investigate the violation of the nepotism law and irregularities in State Departments; and

Whereas, The said resolution provided Five Hundred (\$500.00) Dollars to defray the expenses of the investigation and at this time the committee members have not expended one cent for expenses or otherwise, and the only expense has been for the employment of two stenographers to assemble information; and

Whereas, The Committee has assembled a large amount of valuable information and finds that it is necessary to continue the investigation to determine if the charges are true or false, and also to determine whether or not other charges that have recently been made on the floor of the House are true or false; and

Whereas, There are certain people in Texas who have been charged with irregularities in carrying out the responsibilities of office who desire to appear before the Committee and file their statements repudiating charges that have been hurled at them; and

Whereas, If this investigation is to be conducted properly, thoroughly and completely and the information given the House, it is necessary that an additional Three Hundred (\$300.00) Dollars be appropriated to carry out the expenses of said investigation; now, therefore, be it

Resolved by the House of Representatives, That there is hereby appropriated out of the Contingent Expense Fund of the House of Representatives an additional Three Hundred (\$300.00) Dollars to be used in

defraying the actual expenses of said Committee.

BRADBURY,
BROWN,
HARRIS of Archer,
WORLEY,
BOYER,
CATHEY,
METCALFE.

The resolution was read second time, and was adopted.

TO AUTHORIZE THE TRANSFER
OF CERTAIN LAND

Mr. London offered the following resolution:

H. C. R. No. 54, To authorize the transfer of certain land in the city of Nocona.

Whereas, The City of Nocona through its Mayor, Ernest Curlin, under date of July 16, A. D., 1935, transferred to the State of Texas for Park Purposes 432.72 acres of land situated in Montague County, Texas, and located near the City of Nocona, Montague County, Texas, by Warranty Deed which is recorded in Volume 182, pages 15 to 17 inclusive, Deed Records, Montague County, Texas, and to which reference is hereby made; and

Whereas, It was specifically agreed that said land would be used by the State of Texas for the purpose of constructing and maintaining a State Park; and

Whereas, The State of Texas through its agent, the State Park Board, has been unable to construct said park or even begin the construction of same, and at the present time said Park Board is unable to state just when construction of said State Park might begin; and

Whereas, The City Commission of the City of Nocona, Montague County, Texas, together with the citizens of said city desire that said land be transferred and deeded back to the City of Nocona by the State of Texas; and

Whereas, The State Park Board is ready and willing to make the proper transfer of said property back to the City of Nocona; now, therefore, be it

Resolved, That the State Park Board of the State of Texas be and is hereby authorized to transfer all or any part of the above mentioned tract of land back to the City of Nocona, Montague County, Texas, at any time that it may see fit to do so.

The resolution was read second time, and was adopted.

**TO PROVIDE FOR ADDITIONAL
APPROPRIATION FOR CER-
TAIN COMMITTEE**

Mr. Harris of Dallas moved that the Rules, relative to the consideration of resolutions, be suspended for the purpose of taking up and considering, until disposed of, House Simple Resolution No. 54.

The motion prevailed by the following vote:

Yeas—77

Amos	Leyendecker
Beckworth	Little
Blankenship	Loggins
Boethel	London
Bond	Lucas
Boyer	Mann
Bradbury	Mays
Bradford	McConnell
Brown	McFarland
Cathey	McKee
Celaya	Monkhouse
Davisson	Morse
of Eastland	Oliver
Derden	Petsch
Dollins	Pope
Kenyon	Powell
Felty	Prescott
Fielden	Quinn
Fuchs	Ragsdale
Gibson	Reader
Graves	Rhodes
Hankamer	Riddle
Hanna	Rutta
Hardin	Schuenemann
Harper	Settle
Harris of Archer	Sewell
Harris of Dallas	Shell
Heflin	Smith of Hopkins
Herzik	Smith
Holland	of Matagorda
Hoskins	Smith of Tarrant
Howard	Stevenson
Hyder	Stocks
Johnson of Ellis	Talbert
Johnson	Tarwater
of Tarrant	Thornton
Jones of Angelina	Vale
Lankford	Weldon
Leath	Winfree
Leonard	Worley

Nays—37

Adkins	Callan
Alsup	Cleveland
Baker	Davison of Fisher
Bridgers	Deglandon
Burton	Fox
Cagle	Hamilton

Harris of Dickens	Palmer
Huddleston	Patterson of Mills
Jones of Atascosa	Reed of Bowie
Jones of Falls	Reed of Dallas
Keefe	Roark
Keith	Ross
Kern	Russell
King	Simpson
Knetsch	Skaggs
Langdon	Waggoner
Lehman	Westbrook
Mauritz	Wood
Moffett	

Absent

Alexander	Hull
Bates	Jackson
Broadfoot	Kelt
Carssow	Lanning
Cauthorn	McDonald
Colquitt	McKinney
Davis of Haskell	Metcalfe
Davis of Jasper	Newton
Dean	Nicholson
Dickison	Patterson
Donaghey	of Travis
England	Sharpe
Harbin	Tennant
Harrell	Tennyson
Hartzog	

Absent—Excused

Anderson	Morris
Bell	Stinson
Farmer	Thornberry
Jones of Wise	

Mr. Smith of Tarrant then offered the following resolution:

H. S. R. No. 54, To provide for additional appropriation for certain committee.

Whereas, Resolutions Nos. 238 and 265 sanctioned the creation of an Eleemosynary Investigating Committee; and

Whereas, This Committee has begun an investigation of the said Eleemosynary Institutions of Texas; and

Whereas, It is necessary that sufficient finances be provided by the House of Representatives in order that the committee may conduct justly and effectively its investigation already begun; therefore, be it

Resolved by the House of Representatives, That a sum of Five Hundred (\$500.00) Dollars be set aside in the Contingent Expense Fund of the House of Representatives for the above stated purpose to be so expended.

The resolution was read second time.

Mr. Reed of Bowie moved to table the resolution.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table was lost by the following vote:

Yeas—53

Adkins	Kern
Bates	King
Beckworth	Langdon
Boyer	Leath
Bradbury	Lehman
Burton	Leyendecker
Cagle	Loggins
Callan	Mays
Cleveland	McDonald
Davis of Jasper	Moffett
Davison of Fisher	Nicholson
Deglandon	Palmer
Derden	Powell
Dollins	Reader
England	Reed of Bowie
Felty	Reed of Dallas
Fox	Roark
Fuchs	Ross
Hamilton	Russell
Harbin	Settle
Harris of Dickens	Sharpe
Heflin	Skaggs
Herzik	Tennyson
Huddleston	Waggoner
Jones of Atascosa	Westbrook
Jones of Falls	Wood
Keith	

Nays—58

Amos	Johnson
Blankenship	of Tarrant
Boethel	Jones of Angelina
Bond	Kenyon
Bradford	Knetsch
Bridgers	Lankford
Cathey	Leonard
Colquitt	Little
Davisson	Lucas
of Eastland	Mann
Donaghey	McConnell
Fielden	McFarland
Gibson	McKee
Graves	McKinney
Hankamer	Monkhouse
Hardin	Morse
Harper	Patterson
Harrell	of Travis
Harris of Dallas	Pope
Hartzog	Prescott
Holland	Ragsdale
Hoskins	Rhodes
Howard	Rutta
Jackson	Schuenemann
Johnson of Ellis	Sewell

Shell	Tarwater
Smith of Hopkins	Tennant
Smith	Thornton
of Matagorda	Vale
Smith of Tarrant	Winfree
Stocks	Worley.

Absent

Alexander	Kelt
Alsup	Lanning
Baker	London
Broadfoot	Mauritz
Brown	Metcalfe
Carssow	Newton
Cauthorn	Oliver
Celaya	Patterson of Mills
Davis of Haskell	Petsch
Dean	Quinn
Dickison	Riddle
Hanna	Simpson
Harris of Archer	Stevenson
Hull	Talbert
Hyder	Weldon
Keefe	

Absent—Excused

Anderson	Morris
Bell	Stinson
Farmer	Thornberry
Jones of Wise	

Question then recurring on the resolution, yeas and nays were demanded.

The resolution was adopted by the following vote:

Yeas—71

Amos	Howard
Boethel	Hyder
Bond	Jackson
Boyer	Johnson of Ellis
Bradford	Johnson
Brown	of Tarrant
Cathey	Jones of Angelina
Colquitt	Kenyon
Davis of Haskell	Lankford
Davisson	Leonard
of Eastland	Leyendecker
Dollins	Little
Donaghey	Loggins
Felty	London
Fielden	Lucas
Gibson	Mann
Graves	Mays
Hankamer	McConnell
Hanna	McFarland
Harbin	McKee
Hardin	McKinney
Harper	Monkhouse
Harrell	Morse
Harris of Dallas	Patterson
Hartzog	of Travis
Heflin	Pope
Holland	Prescott
Hoskins	Ragsdale

Rhodes	Stocks
Schuenemann	Talbert
Settle	Tarwater
Sewell	Tennant
Sharpe	Thornton
Shell	Vale
Smith of Hopkins	Weldon
Smith	Winfree
of Matagorda	Worley
Smith of Tarrant	

Nays—45

Adkins	King
Bates	Knetsch
Beckworth	Langdon
Bradbury	Leath
Burton	Lehman
Cagle	McDonald
Callan	Moffett
Cauthorn	Nicholson
Cleveland	Palmer
Davis of Jasper	Powell
Davison of Fisher	Reader
Deglandon	Reed of Bowie
Derden	Reed of Dallas
Fox	Roark
Fuchs	Ross
Hamilton	Russell
Harris of Dickens	Simpson
Herzik	Skaggs
Huddleston	Tennyson
Jones of Atascosa	Waggoner
Jones of Falls	Westbrook
Keith	Wood
Kern	

Absent

Alexander	Keefe
Alsup	Kelt
Baker	Lanning
Blankenship	Mauritz
Bridgers	Metcalf
Broadfoot	Newton
Carssow	Oliver
Celaya	Patterson of Mills
Dean	Petsch
Dickison	Quinn
England	Riddle
Harris of Archer	Rutta
Hull	Stevenson

Absent—Excused

Anderson	Morris
Bell	Stinson
Farmer	Thornberry
Jones of Wise	

Mr. Harris of Dallas moved to reconsider the vote by which the resolution was adopted, and to table the motion to reconsider.

The motion to table prevailed.

TO GRANT PERMISSION TO SUE THE STATE

The Speaker laid before the House, for consideration at this time,

S. C. R. No. 14, To grant Charles Workman permission to sue the State.

Whereas, Charles Workman, regularly employed by the State Highway Department as a highway maintenance laborer, and while in the course of such employment was, on or about the 25th day of September, A. D., 1937, knocked down and run over by a truck being operated by a fellow servant, crippled, and permanently injured; and

Whereas, The said Charles Workman has no other recourse by which to recoup his damages; now, therefore, be it

Resolved by the Senate of the Legislature of Texas, the House of Representatives concurring, That the said Charles Workman do have his suit against the State of Texas, and the State Highway Commission for the recovery of his justifiable damages by suit in any court of competent jurisdiction in this State, to which action and suit the State of Texas does hereby consent; and, be it further

Resolved, That the State Highway Commission be and the same is hereby authorized and directed to pay out of any funds accruing to the Highway Commission the amount of damages and costs adjudged against the State of Texas and the Highway Commission by any such court of competent jurisdiction through its final order, decree and judgment.

The resolution was read second time, and was referred, by the Speaker, to the Committee on State Affairs.

TO GRANT PERMISSION TO SUE THE STATE

The Speaker laid before the House, for consideration at this time, Senate Concurrent Resolution No. 8, To grant L. M. Anderson permission to sue the State.

The resolution having heretofore been read second time and referred to the Committee on State Affairs.

The Committee on State Affairs having recommended the adoption of the resolution.

The resolution was adopted.

MESSAGE FROM THE SENATE

Austin, Texas, October 26, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House the Senate has adopted:

S. C. R. No. 21, Suspending all Joint Rules and other rules for the purpose of considering, until finally passed, Senate Bill No. 28.

H. C. R. No. 57, Suspending all Joint Rules of House and Senate for the purpose of considering, and finally passing House Bills Nos. 80, 142 and 165.

Has passed

H. B. No. 70, A bill to be entitled "An Act relating to drainage districts; validating all orders heretofore entered converting said drainage districts into districts operating under Section 59 of Article XVI of the Constitution and creating and declaring such districts to be legally existing; authorizing districts operating under such provisions of the Constitution to borrow money from the Reconstruction Finance Corporation for refunding purposes and to issue refunding bonds and levy a tax in payment thereof; prescribing the method of issuing said refunding bonds; providing a method whereby the functions of drainage commissioners may be exercised by the Commissioners' Court of the county wherein such drainage district is wholly situated; providing that if any of the provisions hereof are held to be invalid, such holding shall not affect the remaining provisions, and declaring an emergency." (With amendment.)

H. B. No. 73, A bill to be entitled "An Act validating, ratifying and confirming all bond issues heretofore voted and issued, or which have been voted and not yet issued, of all common school districts, common consolidated school districts, rural high school districts and independent school districts, regardless of whether said bonds mature in serial annual installments or not, and declaring an emergency." (With amendment.)

H. B. No. 102, A bill to be entitled "An Act to amend House Bill No. 821 of the Acts of the Regular Session of the Forty-fourth Legislature and finding and declaring that there exist in the State insanitary or unsafe dwelling accommodations, and declaring an emergency."

H. B. No. 129, A bill to be entitled "An Act to amend Article 5559, Title 92, of the Revised Civil Statutes of Texas, 1925, relating to record of proceedings and notice in lunacy proceedings, so as to provide that the County Clerk shall be required to enter in the minutes of the court only the judgments of the court rendered in lunacy proceedings; providing for the commitment and confinement of insane persons, and the manner thereof; the furnishing of a transcript of the proceedings relating thereto; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

H. B. No. 151, A bill to be entitled "An Act ratifying, validating and confirming all waterworks system revenue refunding bonds and all sewer system revenue refunding bonds heretofore authorized, issued, exchanged and delivered by cities in Texas operating under the provisions of special charters and which refunding bonds have been heretofore validated and confirmed by a final decree of a United States District Court in Texas, and providing that such refunding bonds so authorized, issued, exchanged and delivered shall be and constitute valid and binding obligations upon the revenues of such systems, and declaring an emergency."

H. B. No. 161, A bill to be entitled "An Act to validate elections held to elect seven trustees in independent school districts created by special Act providing for a board of five trustees in such district; providing that the Board of Trustees elected at such elections is hereby constituted the Board of Trustees for such districts; providing that such districts shall hereafter elect seven trustees, and declaring an emergency."

Has adopted

S. C. R. No. 22, Suspending all Joint Rules for the purpose of considering, until finally passed, House Bill No. 81.

Respectfully,

BOB BARKER,
Secretary of the Senate.

BILLS AND RESOLUTIONS
SIGNED BY THE
SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been

read severally, the following enrolled bills and resolutions:

H. B. No. 69, "An Act to validate annexation proceedings of home rule cities where such annexation proceedings took place prior to April 1, 1930 and validating all proceedings, actions and contracts and the exercise of dominion and governmental functions over such annexed territory, and declaring an emergency."

H. B. No. 103, "An Act to amend House Bill No. 820 of the Regular Session of the Forty-fifth Legislature and defining certain words and phrases for its purposes; making certain findings and declaring necessity; authorizing cities, towns, counties and other public bodies to aid housing projects of housing authorities or of the United States of America by dedicating, selling, conveying or leasing any of its property to a housing authority or the Federal Government; by causing parks, playgrounds, recreational, community, educational, water, sewer or drainage facilities, or any other works which it is otherwise empowered to undertake, to be furnished adjacent to or in connection with housing projects; by furnishing, dedicating, closing, paving, installing, grading, re-grading, planning or re-planning streets, roads, roadways, alleys, sidewalks or other places which it is otherwise empowered to undertake; by planning or re-planning, zoning or re-zoning any part of such public body; by making exceptions from building regulations and ordinances; by changing, in the case of any city or town, their maps; by entering into agreements with a housing authority or the Federal Government respecting action to be taken by public bodies pursuant to any of the powers granted by this Act; by doing any and all things necessary or convenient to aid and cooperate in the planning, undertaking, construction or operation of such housing projects; by purchasing or legally investing in any of the bonds of a housing authority and exercising all of the rights of any holder of such bonds; etc., and declaring an emergency."

S. C. R. No. 11, Expressing opposition of the Texas Legislature to S. J. R. No. 208 passed at the last session of Congress.

H. C. R. No. 32, To authorize Texas Livestock Sanitary Commission to dispose of certain property.

H. C. R. No. 31, To grant the firm

of Martin Brothers permission to sue the State.

H. C. R. No. 46, Memorializing Congress in regard to certain legislation.

RECESS

Mr. Roark moved that the House recess until 8:00 o'clock p. m., today.

Mr. Harris of Dallas asked unanimous consent of the House, that the House stand at ease until 8:00 o'clock p. m., today.

Question first recurring on the motion to recess, it prevailed, and the House, accordingly, at 4:15 o'clock p. m., took recess until 8:00 o'clock p. m., today.

NIGHT SESSION

The House met at 8:00 o'clock p. m., and was called to order by the Speaker.

TO SUSPEND CERTAIN JOINT RULES TO CONSIDER HOUSE BILL NO. 20

Mr. Morse offered the following resolution:

H. C. R. No. 67, To suspend certain Joint Rules to consider House Bill No. 20.

Be It Resolved by the House of Representatives of the State of Texas, the Senate concurring, That all Joint Rules of the House and Senate be, and they are hereby suspended, for the purpose of taking up and considering House Bill No. 20, now in the Senate, until same is finally disposed of.

The resolution was read second time.

Question recurring on the resolution, yeas and nays were demanded.

The roll of the House was called, and the vote announced as follows: Yeas, 84; nays, 46.

Mr. Morse requested a verification of the vote.

Mr. Jones of Wise moved a call of the House, pending the verification, and the call was duly seconded.

Question recurring on the motion for the call of the House, it was lost.

The roll of the "yeas" and "nays" was again called, and the verified vote resulted as follows:

Yeas—73

Alexander	Baker
Amos	Bell
Anderson	Boethel

Bond	Knetsch
Bradford	Lehman
Bridgers	Leonard
Callan	Leyendecker
Carssow	Little
Cathey	Loggins
Cauthorn	Mann
Celaya	McDonald
Colquitt	McFarland
Dean	McKee
Dickison	McKinney
Dollins	Monkhouse
Donaghey	Morse
England	Nicholson
Felty	Patterson
Fielden	of Travis
Fuchs	Pope
Gibson	Quinn
Hankamer	Reader
Hanna	Reed of Dallas
Hardin	Rhodes
Harper	Riddle
Harris of Dallas	Rutta
Hartzog	Schuenemann
Heflin	Settle
Herzik	Shell
Hoskins	Skaggs
Howard	Smith of Tarrant
Hyder	Stinson
Jackson	Tennant
Johnson	Thornton
of Tarrant	Vale
Jones of Falls	Waggoner
Keith	Winfree
Kenyon	

Nays—63

Adkins	Jones of Wise
Alsup	Keefe
Bates	Kelt
Beckworth	Kern
Blankenship	King
Bradbury	Langdon
Broadfoot	Lankford
Brown	Lanning
Burton	Lucas
Cagle	Mauritz
Cleveland	Mays
Davis of Jasper	McConnell
Davisson	Moffett
of Eastland	Morris
Deglandon	Oliver
Derden	Palmer
Fox	Patterson of Mills
Graves	Petsch
Hamilton	Powell
Harbin	Reed of Bowie
Harrell	Roark
Harris of Archer	Ross
Harris of Dickens	Russell
Holland	Sewell
Huddleston	Sharpe
Johnson of Ellis	Smith of Hopkins
Jones of Angelina	Smith
Jones of Atascosa	of Matagorda

Stocks	Weldon
Talbert	Westbrook
Tarwater	Wood
Tennyson	Worley
Thornberry	

Absent

Boyer	Metcalf
Davis of Haskell	Newton
Davison of Fisher	Prescott
Hull	Ragsdale
Leath	Simpson
London	Stevenson

Absent—Excused

Farmer

The Speaker announced that the resolution was lost by the above vote, (not receiving the necessary two-thirds vote).

HOUSE BILL NO. 70 WITH
SENATE AMENDMENTS

Mr. Leonard called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 70, A bill to be entitled "An Act relating to drainage districts; validating all orders heretofore entered converting said drainage districts into districts operating under Section 59 of Article XVI of the Constitution and creating and declaring such districts to be legally existing; authorizing districts operating under such provisions of the Constitution to borrow money from the Reconstruction Finance Corporation for refunding purposes and to issue refunding bonds and levy a tax in payment thereof; prescribing the method of issuing said refunding bonds; providing a method whereby the functions of drainage commissioners may be exercised by the Commissioners' Court of the county wherein such drainage district is wholly situated; providing that if any of the provisions hereof are held to be invalid, such holding shall not affect the remaining provisions, and declaring an emergency."

The Speaker laid the bill before the House with the Senate amendments.

On motion of Mr. Leonard, the House concurred in the Senate amendments by the following vote:

Yeas—128

Adkins	Amos
Alexander	Baker
Alsup	Bates

Beckworth	Kern
Bell	King
Blankenship	Knetsch
Boethel	Langdon
Bond	Lanning
Boyer	Lehman
Bradbury	Leonard
Bradford	Leyendecker
Bridgers	Loggins
Broadfoot	London
Brown	Lucas
Burton	Mann
Cagle	Mauritz
Callan	Mays
Carssow	McConnell
Cauthorn	McDonald
Cleveland	McFarland
Colquitt	Moffett
Davis of Jasper	Monkhouse
Davisson	Morris
of Eastland	Morse
Dean	Nicholson
Deglandon	Oliver
Derden	Palmer
Dickison	Patterson of Mills
Dollins	Patterson
Donaghey	of Travis
England	Petsch
Felty	Pope
Fielden	Powell
Fox	Prescott
Fuchs	Quinn
Gibson	Reed of Bowie
Graves	Reed of Dallas
Hamilton	Rhodes
Hankamer	Riddle
Hanna	Roark
Harbin	Russell
Hardin	Rutta
Harper	Schuenemann
Harrell	Settle
Harris of Archer	Sewell
Harris of Dallas	Sharpe
Harris of Dickens	Shell
Heflin	Skaggs
Herzik	Smith of Hopkins
Holland	Smith
Hoskins	of Matagorda
Howard	Smith of Tarrant
Huddleston	Stinson
Hyder	Stocks
Jackson	Talbert
Johnson of Ellis	Tarwater
Johnson	Tennant
of Tarrant	Tennyson
Jones of Angelina	Thornberry
Jones of Atascosa	Thornton
Jones of Falls	Vale
Jones of Wise	Wagoner
Keefe	Weldon
Keith	Winfree
Kelt	Wood
Kenyon	Worley

Nays—1

Lankford

Present—Not Voting

Westbrook

Absent

Cathey	McKinney
Celaya	Metcalf
Davis of Haskell	Newton
Davison of Fisher	Ragsdale
Hartzog	Reader
Hull	Ross
Leath	Simpson
Little	Stevenson
McKee	

Absent—Excused

Anderson

Farmer

TO SUSPEND CERTAIN RULES

Mr. Morris moved that all necessary Rules be suspended, for the purpose of making a motion to reconsider the vote by which the House Conferees on House Bill No. 23 were heretofore instructed.

The motion was lost by the following vote:

Yeas—48

Alsup	Leath
Baker	Lehman
Bond	Leonard
Bradford	Mauritz
Bridgers	Mays
Broadfoot	McConnell
Brown	McDonald
Burton	Monkhouse
Cagle	Oliver
Cauthorn	Patterson
Cleveland	of Travis
Davison of Fisher	Powell
Deglandon	Quinn
England	Roark
Fuchs	Ross
Graves	Russell
Harper	Schuenemann
Harris of Archer	Sharpe
Jones of Angelina	Smith
Jones of Falls	of Matagorda
Jones of Wise	Stocks
Keefe	Talbert
Kelt	Tarwater
Langdon	Thornberry
Lanning	Wood

Nays—83

Adkins	Bradbury
Amos	Callan
Anderson	Celaya
Bates	Davis of Haskell
Beckworth	Davis of Jasper
Blankenship	Davisson
Boethel	of Eastland
Boyer	Dean

Derden	Lucas
Dickison	Mann
Donaghey	McFarland
Fielden	McKinney
Fox	Moffett
Hamilton	Morse
Hankamer	Nicholson
Hanna	Palmer
Harbin	Patterson of Mills
Hardin	Petsch
Harrell	Pope
Harris of Dallas	Prescott
Harris of Dickens	Ragsdale
Hartzog	Reader
Heflin	Reed of Bowie
Herzik	Reed of Dallas
Holland	Rhodes
Hoskins	Riddle
Howard	Rutta
Huddleston	Settle
Hull	Sewell
Hyder	Shell
Jackson	Skaggs
Johnson of Ellis	Smith of Hopkins
Johnson of Tarrant	Smith of Tarrant
Jones of Atascosa	Stevenson
Keith	Tennant
Kenyon	Thornton
Kern	Vale
King	Waggoner
Knetsch	Weldon
Lankford	Westbrook
Leyendecker	Winfree
Little	Worley

Present—Not Voting

Morris

Absent

Alexander	Loggins
Carssow	London
Cathey	McKee
Colquitt	Metcalfe
Dollins	Newton
Felty	Simpson
Gibson	Tennyson

Absent—Excused

Bell	Stinson
Farmer	

RELATIVE TO CONFEREES ON
HOUSE BILL NO. 23

Mr. Keefe moved that the House Conference Committee on House Bill No. 23 be discharged and that a new Conference Committee be appointed, on the part of the House, to adjust the differences.

Mr. Harris of Dallas raised a point of order, on further consideration of the motion by Mr. Keefe, at this time, on the ground that the Conference

Committee Report is not before the House.

The Speaker sustained the point of order.

HOUSE BILL NO. 73 WITH
SENATE AMENDMENTS

Mr. Holland called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 73, A bill to be entitled "An Act validating, ratifying and confirming all bond issues heretofore voted and issued, or which have been voted and not yet issued, of all common school districts, common consolidated school districts, rural high school districts and independent school districts, regardless of whether said bonds mature in serial annual installments or not, and declaring an emergency."

The Speaker laid the bill before the House with the Senate amendments.

On motion of Mr. Holland, the House concurred in the Senate amendments by the following vote:

Yeas—115

Adkins	Fuchs
Alsup	Gibson
Anderson	Graves
Bates	Hamilton
Beckworth	Hankamer
Boethel	Hanna
Bond	Hardin
Bradbury	Harrell
Bridgers	Harris of Archer
Broadfoot	Harris of Dallas
Brown	Hartzog
Burton	Herzik
Cagle	Holland
Callan	Hoskins
Carssow	Howard
Cathey	Huddleston
Cauthorn	Hull
Celaya	Hyder
Cleveland	Jackson
Colquitt	Johnson
Davis of Haskell	of Tarrant
Davis of Jasper	Jones of Angelina
Davison of Fisher	Jones of Atascosa
Davison	Jones of Falls
of Eatland	Keith
Deglandon	Kenyon
Derden	Kern
Dickison	King
Dollins	Knetsch
England	Langdon
Felty	Lankford
Fielden	Lanning
Fox	Leath

Lehman	Reader
Leonard	Reed of Dallas
Leyendecker	Riddle
Little	Roark
Loggins	Ross
London	Rutta
Lucas	Schuenemann
Mann	Settle
Mays	Sewell
McConnell	Shell
McDonald	Simpson
McFarland	Skaggs
McKee	Smith of Hopkins
McKinney	Smith
Moffett	of Matagorda
Monkhouse	Stinson
Morse	Stocks
Nicholson	Talbert
Oliver	Tarwater
Patterson of Mills	Tennant
Patterson	Tennyson
of Tarvis	Thornberry
Petsch	Thornton
Pope	Waggoner
Powell	Weldon
Prescott	Worley
Quinn	

Present—Not Voting

Blankenship	Westbrook
-------------	-----------

Absent

Alexander	Mauritz
Amos	Metcalfe
Baker	Newton
Boyer	Palmer
Bradford	Ragsdale
Dean	Reed of Bowie
Donaghey	Rhodes
Harbin	Russell
Harper	Sharpe
Harris of Dickens	Smith of Tarrant
Heflin	Stevenson
Johnson of Ellis	Vale
Keefe	Winfree
Kelt	Wood

Absent—Excused

Bell	Jones of Wise
Farmer	Morris

TO SUSPEND CERTAIN JOINT RULES TO CONSIDER HOUSE BILL NO. 81

The Speaker laid before the House, for consideration at this time,

S. C. R. No. 22, To suspend certain Joint Rules to consider House Bill No. 81.

Be It Resolved by the Senate and the House of Representatives concurring, That all Joint Rules of the House and Senate be and they are

hereby suspended, for the purpose of taking up and considering House Bill No. 81, now in the Senate, until same is finally disposed of.

The resolution was read second time, and was adopted.

CONFERENCE COMMITTEE RE- PORT ON HOUSE BILL NO. 74

Mr. Baker, Chairman, submitted the following Conference Committee Report on House Bill No. 74:

Committee Room,
Austin, Texas,
October 26, 1937

Honorable R. W. Calvert, Speaker of the House of Representatives.

Honorable Walter F. Woodul, President of the Senate.

Sirs: We, your Conference Committee, appointed to adjust the differences between the two Houses on House Bill No. 74, beg to recommend that said bill be passed in the form and with the text as submitted herewith.

Respectfully submitted,

SULAK,
NEWTON,
ONEAL,
WINFIELD,
HEAD,

On the part of the Senate.

BAKER,
BROWN,
KING,
KNETSCH,
HANKAMER,

On the part of the House.

H. B. No. 74,

A BILL

To Be Entitled

An Act validating, ratifying, and confirming the acts of the County Boards of Trustees in creating, defining, redefining, or attaching additional territory to common consolidated school districts, common school districts, independent school districts, and rural high school districts, since June 1, 1936, in counties having a population of not more than 11,400, according to the last preceding Federal Census, providing exceptions, and declaring an emergency.

Be It Enacted by the Legislature of the State of Texas:

Section 1. That all common school districts, common consolidated school

districts, independent school districts, and rural school districts heretofore created, defined, or redefined since June 1, 1936 by the County Board of Trustees of the County wherein such school districts are located including those independent school districts to which territory detached from common school districts has been annexed by the County Board of Trustees of the County in which said school districts are located, are hereby in all things validated, regardless of the fact that they were not properly created, defined, or redefined, or enlarged by such annexation in the first instance, and regardless of the fact that there exists no record of their prior creation, and the acts of such County Boards in creating, defining, redefining, or attaching additional territory to such districts are hereby in all things validated, in counties having a population not exceeding 11,400, according to the last preceding United States Census.

Section 2. The fact that by inadvertence or oversight there might be some irregularity in the creation or redefining of such district shall in no wise affect its status as a school district. Said school district shall be known and designated by the name given to it by the County Board of Trustees and shall be governed by the law governing the administration of school districts of the same name.

Section 2-a. This law shall not apply to any district the organization or creation of which is now involved in litigation, or concerning which the validity of the organization or creation, or consolidation, or annexation of territory in or to such district is attacked in any suit or litigation, filed within forty-five (45) days after the effective date of this Act. Provided further, that this Act shall not apply to any district which may have been established, and which has later returned to its original status and has been so recognized by the proper authorities; provided, however, if and when any such litigation shall be finally terminated, in a manner favorable to such district, then this Act shall apply thereto.

Section 3. The fact that there is a great confusion throughout the State as to the validity of the creation of a great number of school districts, creates an emergency and an imperative public necessity demanding that the Constitutional Rule re-

quiring that bills be read on three several days be suspended, and said Rule is hereby suspended, and this Act shall become effective from and after its passage, and it is so enacted.

On motion of Mr. Baker, the report was adopted by the following vote:

Yeas—119

Adkins	Keith
Alexander	Kenyon
Alsup	Kern
Amos	King
Baker	Knetsch
Bates	Langdon
Beckworth	Lanning
Boethel	Lehman
Bond	Leonard
Boyer	Leyendecker
Bradbury	Little
Broadfoot	Loggins
Brown	London
Burton	Lucas
Cagle	Mann
Carssow	Mauritz
Celaya	Mays
Cleveland	McConnell
Colquitt	McDonald
Davis of Jasper	McFarland
Davisson	McKee
of Eastland	McKinney
Dean	Moffett
Deglandon	Monkhouse
Derden	Morse
Dickison	Nicholson
Dollins	Oliver
England	Palmer
Felty	Patterson of Mills
Fielden	Patterson
Fuchs	of Travis
Gibson	Petsch
Graves	Pope
Hamilton	Prescott
Hankamer	Quinn
Hanna	Ragsdale
Hardin	Reader
Harper	Reed of Bowie
Harris of Archer	Reed of Dallas
Harris of Dallas	Rhodes
Harris of Dickens	Roark
Hartzog	Ross
Heflin	Russell
Herzik	Rutta
Holland	Schuenemann
Hoskins	Settle
Howard	Sewell
Huddleston	Sharpe
Hyder	Shell
Jackson	Simpson
Johnson of Ellis	Skaggs
Johnson	Smith of Hopkins
of Tarrant	Smith
Jones of Angelina	of Matagorda
Jones of Falls	Smith of Tarrant

Stocks	Vale
Talbert	Waggoner
Tarwater	Weldon
Tennant	Winfree
Tennyson	Wood
Thornberry	Worley
Thornton	

Nays—1

Lankford

Present—Not Voting

Blankenship Westbrook

Absent

Bradford	Hull
Bridgers	Jones of Atascosa
Callan	Keefe
Cathey	Kelt
Cauthorn	Leath
Davis of Haskell	Metcalf
Davison of Fisher	Newton
Donaghey	Powell
Fox	Riddle
Harbin	Stevenson
Harrell	

Absent—Excused

Anderson	Jones of Wise
Bell	Morris
Farmer	Stinson

EXTENDING CONGRATULATIONS OF THE HOUSE

Mr. Jones of Angelina offered the following resolution:

H. S. R. No. 64, Extending congratulations of the House.

Be it resolved by the House of Representatives, State of Texas:

Whereas, Three young and honored Members of the House of Representatives, Forty-fifth Legislature, James Simpson, Jr., Alf Roark and Gene Worley, have, since last we met, abandoned whatever freedom, liberty, and blessings they possessed and enjoyed as single men, and have forsaken all others and renounced their claims on them by allying themselves to three charming ladies of their choice by benefit of clergy; now, therefore, be it

Resolved by the House of Representatives, That it extend its congratulations to these honored Members and bestow its blessings on the homes of these happy couples; and, be it further

Resolved, That a copy of this resolution be delivered to each of the honored Members.

JONES of Angelina,
BOETHEL.

Signed—Calvert, Speaker; Adkins, Alexander, Alsup, Amos, Anderson, Baker, Bates, Beckworth, Bell, Blankenship, Bond, Boyer, Bradbury, Bradford, Bridgers, Broadfoot, Brown, Burton, Cagle, Callan, Carsow, Cathey, Cauthorn, Celaya, Cleveland, Colquitt, Davis of Haskell, Davis of Jasper, Davison of Fisher, Davison of Eastland, Dean, Deglandon, Derden, Dickison, Dollins, Donaghey, England, Farmer, Felty, Fielden, Fox, Fuchs, Gibson, Graves, Hamilton, Hankamer, Hanna, Harbin, Hardin, Harper, Harrell, Harris of Archer, Harris of Dallas, Harris of Dickens, Hartzog, Heflin, Herzik, Holland, Hoskins, Howard, Huddleston, Hull, Hyder, Jackson, Johnson of Ellis, Johnson of Tarrant, Jones of Atascosa, Jones of Falls, Jones of Wise, Keefe, Keith, Kelt, Kenyon, Kern, King, Knetsch, Langdon, Lankford, Lanning, Leath, Lehman, Leonard, Leyendecker, Little, Loggins, London, Lucas, Mann, Mauritz, Mays, McConnell, McDonald, McFarland, McKee, McKinney, Metcalfe, Moffett, Monkhouse, Morris, Morse, Newton, Nicholson, Oliver, Palmer, Patterson of Mills, Patterson of Travis, Petsch, Pope, Powell, Prescott, Quinn, Ragsdale, Reader, Reed of Bowie, Reed of Dallas, Rhodes, Riddle, Ross, Russell, Rutta, Schuenemann, Settle, Sewell, Sharpe, Shell, Skaggs, Smith of Hopkins, Smith of Matagorda, Smith of Tarrant, Stevenson, Stinson, Stocks, Talbert, Tarwater, Tennant, Tennyson, Thornberry, Thornton, Vale, Waggoner, Weldon, Westbrook, Winfree and Wood.

The resolution was read second time.

On motion of Mr. Monkhouse, the names of all the Members of the House were added to the resolution as signers thereof.

The resolution was unanimously adopted.

Mr. Bradbury, having been recognized by the Speaker, presented, on behalf of the Members of the House, Hon. and Mrs. Alf Roark, with silverware, Hon. and Mrs. Eugene Worley with a radio, and Hon. and Mrs. James Simpson, Jr., with a set of silver.

Mrs. Simpson, having been escorted to the bar of the House, addressed the House, expressing appreciation for the gift.

Mrs. Roark, having been escorted to the bar of the House by Messrs. King and Huddleston, was presented and

addressed the House, expressing appreciation for the gift.

Mrs. Worley, having been escorted to the bar of the House by Messrs. Bradbury and Hyder, was presented, and addressed the House, expressing appreciation for the gift.

TO GRANT PERMISSION TO SUE THE STATE

The Speaker laid before the House, for consideration at this time, House Concurrent Resolution No. 45, To grant Mrs. J. Albert Ackermann permission to sue the State.

The resolution having heretofore been read second time, and referred to the Committee on State Affairs.

The Committee on State Affairs having recommended the adoption of the resolution.

The resolution was adopted by the following vote:

Yeas—123

Adkins	Harris of Dallas
Alexander	Harris of Dickens
Alsup	Herzik
Amos	Holland
Baker	Hoskins
Bates	Howard
Beckworth	Huddleston
Blankenship	Hyder
Boethel	Jackson
Boyer	Johnson of Ellis
Bradbury	Jones of Angelina
Bradford	Jones of Atascosa
Bridgers	Jones of Falls
Brown	Keith
Burton	Kelt
Cagle	Kenyon
Cathey	Kern
Cauthorn	King
Celaya	Langdon
Cleveland	Lankford
Colquitt	Lanning
Davison of Fisher	Lehman
Dean	Leonard
Deglandon	Leyendecker
Derden	Little
Dickson	Loggins
Dollins	London
England	Lucas
Felty	Mann
Fielden	Mauritz
Fox	Mays
Gibson	McConnell
Graves	McDonald
Hamilton	McFarland
Hankamer	McKee
Hardin	McKinney
Harper	Metcalf
Harrell	Moffett
Harris of Archer	Monkhouse

Morse	Sharpe
Nicholson	Shell
Oliver	Simpson
Palmer	Skaggs
Patterson of Mills	Smith of Hopkins
Patterson	Smith
of Travis	of Matagorda
Petsch	Smith of Tarrant
Pope	Stevenson
Powell	Stinson
Quinn	Stocks
Ragsdale	Talbert
Reader	Tarwater
Reed of Bowie	Tennant
Reed of Dallas	Tennyson
Rhodes	Thornberry
Riddle	Thornton
Roark	Vale
Ross	Waggoner
Russell	Weldon
Rutta	Winfree
Schuenemann	Wood
Settle	Worley
Sewell	

Present—Not Voting

Westbrook

Absent

Bond	Harbin
Broadfoot	Hartzog
Callan	Heflin
Carssow	Hull
Davis of Haskell	Johnson
Davis of Jasper	of Tarrant
Davison	Keefe
of Eastland	Knetsch
Donaghey	Leath
Fuchs	Newton
Hanna	Prescott

Absent—Excused

Anderson	Jones of Wise
Bell	Morris
Farmer	

TO SUSPEND CERTAIN JOINT RULES TO CONSIDER SENATE BILL NO. 28

The Speaker laid before the House, for consideration at this time,

S. C. R. No. 21, To suspend certain Joint Rules to consider Senate Bill No. 28.

Be It Resolved by the Senate, and the House of Representatives concurring, That the Joint Rules and all other Rules be suspended so that Senate Bill No. 28 can be taken up and passed.

The resolution was read second time, and was adopted.

MESSAGE FROM THE SENATE

Austin, Texas, October 26, 1937.
Hon. R. W. Calvert, Speaker of the
House of Representatives.

Sir: I am directed by the Senate to inform the House the Senate has passed the following:

H. B. No. 142, A bill to be entitled "An Act to validate school districts attempted to be established by the annexation or joining of a part of a county line common school district to a contiguous school district after an election held in said common school district to divide it and/or annex or join a part or parts thereof to a contiguous district or districts whether by order of a County Board of School Trustees or of a County Commissioners' Court where said election resulted favorably to division and/or annexation or joining and said order of annexation or joining was in accordance with the terms of the order calling said election pertaining to said division and/or annexation, and where said order was made by County Board or Commissioners' Court of a county containing a part of said County Line Common School District, etc., and declaring an emergency."

H. B. No. 97, A bill to be entitled "An Act repealing House Bill No. 809, Acts of the Forty-fifth Legislature, Regular Session, 1937, and declaring an emergency."

Has concurred in House amendments to Senate Bill No. 16 by the following vote: Yeas, 31; nays, 0.

Adopted

H. C. R. No. 51, Authorizing the Highway Department to construct gas line across the Canadian River.

H. C. R. No. 63, Authorizing the Enrolling Clerk of the House to amend the caption of House Bill No. 78.

Respectfully,

BOB BARKER,

Secretary of the Senate.

TO SUSPEND CERTAIN JOINT
RULES TO CONSIDER
HOUSE BILL NO. 146

The Speaker laid before the House, for consideration at this time,

S. C. R. No. 24, To suspend certain Joint Rules to consider House Bill No. 146.

Be It Resolved by the Senate, the House of Representatives concurring,

That Joint Rules of the two Houses, Nos. 11, 22, and 23 be, and they are hereby, suspended pending the final passage of House Bill No. 146.

The resolution was read second time.

Mr. Wood asked unanimous consent that House Bill No. 141 be added to the resolution.

There was objection offered.

Question recurring on the resolution, it was adopted.

MESSAGE FROM THE SENATE

Austin, Texas, October 26, 1937.
Hon. R. W. Calvert, Speaker of the
House of Representatives.

Sir: I am directed by the Senate to inform the House the Senate has passed the following:

H. B. No. 167, A bill to be entitled "An Act to amend Chapter 57 of the Acts of the Forty-first Legislature, Regular Session, by amending Section 13 thereof so as to authorize and empower the Commissioners' Court of Montgomery County, Texas, to issue warrants or other evidence of indebtedness against the road and bridge fund of said County for the purpose of acquiring land for right of way purposes for State or Federal designated highways and public roads; limiting and restricting such power; authorizing and regulating the issuance of interest-bearing time warrants of said county for the purpose of taking up and paying off of any such road and bridge warrants; repealing all laws in conflict, and declaring an emergency." (With amendment.)

Adopted

H. C. R. No. 54, Authorizing State Park Board to transfer certain property to the City of Nocona.

S. C. R. No. 24, Suspending Joint Rules 9, 11, 22 and 23 pending the final passage of House Bill No. 146.

S. C. R. No. 23, Permitting payment of claims due from Rural Equalization Fund.

Adopted Conference Committee Report on House Bill No. 74 by the following vote: Yeas, 28; nays, 0.

Respectfully,

BOB BARKER,

Secretary of the Senate.

PROVIDING FOR CUSTODIAN OF THE HOUSE

Mr. Alsup offered the following resolution:

H. S. R. No. 62, Providing for custodian of the House.

Whereas, The Hall of the House of Representatives should be kept open from 8 o'clock a. m., until 5 o'clock p. m., each week day, and from 10 o'clock a. m., to 5 o'clock p. m., each Sunday, in order that visitors may have the opportunity of visiting the Hall when in the City of Austin; and

Whereas, The furniture and property of the Hall of the House of Representatives and the various committee rooms, should be under protection during these hours, and kept clean and in order; and

Whereas, No such employees are provided as part of the regular force of the employees of the Capitol; therefore, be it

Resolved by the House of Representatives, That the Speaker of the House be authorized to select a responsible custodian to look after the Hall of the House of Representatives between the adjournment of the Second Called Session of the Forty-fifth Legislature and convening of the next Session, which custodian shall be under the supervision of the Board of Control, as well as the direction of the Speaker, and shall receive for his services One Hundred and Five (\$105.00) Dollars per month, to be paid out of the Contingent Expense Fund of the Second Called Session of the Forty-fifth Legislature, by vouchers or warrants issued upon the signatures of the Speaker and the Chief Clerk of the House and approved by the Board of Control, and to be paid the first day of each month; and, be it further

Resolved, That the Speaker of the House be authorized to designate a porter to take care of the Hall of the House of Representatives and adjoining rooms used by the House of Representatives and the Speaker of the House, and said porter shall work under the direction of the custodian of the House, and shall receive as compensation the sum of Three (\$3.00) Dollars per day, to be paid out of the Contingent Expense Fund of the Regular Session of the Forty-fifth Legislature, by vouchers or warrants issued upon signatures of the Speaker and Chief Clerk of the House

of Representatives the first of each month, and approved by the Board of Control.

The resolution was read second time, and was adopted.

PROVIDING FOR POST SESSION WORK

Mr. Alsup offered the following resolution:

H. S. R. No. 63, Providing for post-session work.

Whereas, It is necessary that certain officers and employees perform certain duties in order to complete the work of their respective departments; now, therefore, be it

Resolved, That the following officers and employees be retained after the adjournment of the Second Called Session of the Forty-fifth Legislature, not to exceed the number of days herein specified, exclusive of Sundays, unless directed otherwise by the Speaker:

The Chief Clerk, ten days for the purpose of collecting and arranging all bills, resolutions and petitions in her possession and delivering the same to the Secretary of State, and to complete other duties imposed on her by resolution and by Rules of the House; three assistants six days each.

The Calendar Clerk, four days; one assistant Calendar Clerk, three days, for the purpose of completing their records and delivering all bills and resolutions in their possession to the Chief Clerk.

The Engrossing and Enrolling Clerks, two days each, for the purpose of indexing and filing with the Chief Clerk all bills and resolutions in their departments.

The Clerk to the Contingent Expense Committee, ten days, for the purpose of invoicing, checking and posting up accounts, mailing out vouchers and closing up the affairs of the Committee; the bookkeeper to the committee, four days; the supply clerk, 3 days; and the House postmaster shall be allowed three days.

The mailing clerk and assistant mailing clerk three days each, for the purpose of mailing out House Journals not received from the printer until after sine die adjournment.

The Clerk of the Committee on Appropriations, one day, to compile and recapitulate appropriations totals for printing in Journal of last day.

The voting machine operator, seven days, and the assistant voting ma-

chine operator, two days, for the purpose of cleaning and regulating the voting machine.

The Sergeant-at-Arms shall receive six days; two pages shall receive one day each, and six porters shall receive six days each to assist in the proper closing and cleaning of the Hall of the House of Representatives.

The chief of Stenographers and one page shall receive one day each.

That two hundred and fifty copies of the House Journal of the First and Second Called Sessions of the Forty-fifth Legislature, when completed, shall be printed and shall be bound in buckram, and that one volume, when thus bound, shall be forwarded by the Journal Clerk of the House to each Member of the House of Representatives, and to each Senator, and the remaining copies shall be turned over to the Secretary of State.

The printing of such House Journals in permanent form shall be done in accordance with pre-existing laws and with the provisions of this resolution, under the supervision of the Journal Clerk of the House.

It is further provided that it shall be the duty of the Journal Clerk of the House of Representatives not to receive or receipt for said House Journals until correctly published as required herein and by pre-existing laws; provided, that the Journal Clerk shall be empowered to leave out of the Permanent Journal all bills which have been printed in the daily Journal.

When said Journals have been published and the account approved by the State Printing Board, the same shall be paid out of the Contingent Expense Fund of the Second Called Session of the Forty-fifth Legislature; providing that the Chairman of the Committee on Contingent Expenses shall not issue voucher for said amount until the Journal Clerk has certified to him that the Journals have been published and delivered in accordance with the provisions of this resolution.

The Journal Clerk and her assistant shall be retained for not more than twenty-five days each, exclusive of Sundays, after sine die adjournment, for the purpose of correcting and indexing and the supervision of the publication of Journals of the House of Representatives of the Second Called Session of the Forty-fifth Legislature, and shall receive the same

salary as received during the Session, payable out of the Contingent Expense Fund on bills in duplicate with the usual affidavit attached.

The Speaker of the House is hereby empowered to employ such additional help and to provide such additional services as he deems necessary in the interim between October 26, 1937, and the beginning of the next Called Session or the convening of the next Regular Session, and the expenses of such employment or services shall be paid out of the Contingent Expense Fund of the Second Called Session of the Forty-fifth Legislature in the same manner as is herein provided for the payment of other expenses incurred under this resolution.

That each employee so retained by this resolution, or by the Speaker, shall receive the same amount of salary as received for like work during the Session, unless otherwise specified, the amount to be paid by warrants to be signed by the Speaker of the House and the Chief Clerk of the House; provided, however, that no employee hereunder shall be eligible to receive pay under this resolution unless he or she is actually engaged for the entire time herein allotted.

The resolution was read second time, and was adopted.

EXPRESSING CONDOLENCE OF THE HOUSE

Mr. McConnell offered the following resolution:

H. S. R. No. 60, Expressing condolence of the House.

Whereas, The House of Representatives has received the touching news that Mrs. Farmer, wife of our distinguished and valued member, Honorable Clarence E. Farmer, is critically ill at her home in Fort Worth; and

Whereas, Her illness has necessitated Mr. Farmers being constantly by her bedside during the closing days of the present session; and

Whereas, Mr. Farmer has long been a valued, efficient, and energetic Member of the House of Representatives; therefore, be it

Resolved, That we express our strong desire that Mrs. Farmer may have a speedy recovery from her prevailing illness; and, be it further

Resolved, That we tender to Mr. and Mrs. Farmer our kindest feelings and tender love together with

our hope that Mrs. Farmer's health will in due time be restored; and, be it further

Resolved, That the Chief Clerk of the House of Representatives be instructed to send a beautiful floral offering to Mr. and Mrs. Farmer to exemplify the love and sympathy of the House and its Members for Mr. and Mrs. Farmer during these trying hours, and as an expression of our strong desire that she may soon have a speedy recovery; and, be it further

Resolved, That the Chief Clerk of the House of Representatives be instructed to send a copy of this resolution, bearing the seal of the House, to Mr. and Mrs. Farmer.

McCONNELL,
AMOS,
JOHNSON of Tarrant,
READER,
SMITH of Tarrant.

Signed—Calvert, Speaker; Adkins, Alexander, Alsup, Anderson, Baker, Bates, Beckworth, Bell, Blankenship, Boethel, Bond, Boyer, Bradbury, Bradford, Bridgers, Broadfoot, Brown, Burton, Cagle, Callan, Carsow, Cathey, Cauthorn, Celaya, Cleveland, Colquitt, Davis of Haskell, Davis of Jasper, Davison of Fisher, Davison of Eastland, Dean, Deglandon, Derden, Dickison, Dollins, Donaghey, England, Felty, Fielden, Fox, Fuchs, Gibson, Graves, Hamilton, Hankamer, Hanna, Harbin, Hardin, Harper, Harrell, Harris of Archer, Harris of Dallas, Harris of Dickens, Hartzog, Heflin, Herzik, Holland, Hoskins, Howard, Huddleston, Hull, Hyder, Jackson, Johnson of Ellis, Jones of Angelina, Jones of Atascosa, Jones of Falls, Jones of Wise, Keefe, Keith, Kelt, Kenyon, Kern, King, Knetsch, Langdon, Lankford, Lanning, Leath, Lehman, Leonard, Leyendecker, Little, Loggins, London, Lucas, Mann, Mauritz, Mays, McDonald, McFarland, McKee, McKinney, Metcalfe, Moffett, Monkhouse, Morris, Morse, Newton, Nicholson, Oliver, Palmer, Patterson of Mills, Patterson of Travis, Petsch, Pope, Powell, Prescott, Quinn, Ragsdale, Reed of Bowie, Reed of Dallas, Rhodes, Riddle, Roark, Ross, Russell, Rutta, Schuenemann, Settle, Sewell, Sharpe, Shell, Simpson, Skaggs, Smith of Hopkins, Smith of Matagorda, Stevenson, Stinson, Stocks, Talbert, Tarwater, Tennant, Tennyson, Thornberry, Thornton, Vale, Waggoner, Weldon, Westbrook, Winfree, Wood and Worley.

On motion of Mr. Hanna, the names of all the Members of the House were added to the resolution as signers thereof.

The resolution was unanimously adopted.

MEMORIALIZING CONGRESS IN REGARD TO CERTAIN LEGISLATION

Mr. Loggins offered the following resolution:

H. S. R. No. 58, Memorializing Congress in regard to certain legislation.

Whereas, The Federal Government has been spending and will continue to spend in the future huge sums of money in maintaining camps for the Civilian Conservation Corps; and

Whereas, The Civilian Conservation Corps among other things engages itself in worthwhile public projects and improvements; and

Whereas, Some of the work performed by some of the members of such Corps and paid for by the Federal Government could very well be performed by worthy private citizens who through misfortune have become delinquent in their taxes; and

Whereas, It is the sense of the House of Representatives of this State that it would be a fine expedient to allow such delinquents to satisfy their indebtedness for taxes by working on such projects and improvements; now, therefore, be it

Resolved by the House of Representatives of the Legislature of the State of Texas, That the Federal Congress be respectfully requested to consider the suggestion here made and to enact the proper legislation to carry it into effect; be it further

Resolved, That a copy of this resolution be forwarded to each member of the Texas Delegation in the United States Senate and House of Representatives.

The resolution was read second time.

Mr. Hanna raised a point of order, on further consideration of the resolution, at this time, on the ground that the time allotted for the consideration of resolutions has expired.

The Speaker sustained the point of order.

RELATIVE TO TUITION CLAIMS OF SCHOOL DISTRICTS

The Speaker laid before the House, for consideration at this time,

S. C. R. No. 23, Relative to tuition

claims of common and independent school districts.

Whereas, There are a number of common and independent school districts in the State entitled to have tuition paid for pupils in their districts who attended high school in other districts because the grades to which such pupils belonged were not taught in the home district which did not receive such tuition for the year 1934-35 because of the fact that applications were received too late for consideration, or after the funds had been apportioned, thus working a hardship on both sending and receiving districts; and

Whereas, These claims are just claims against the sending districts and the State of Texas according to the High School Tuition Law in effect at that time; and

Whereas, Tuition claims were paid in 1934-35 on the 71% basis; therefore, be it

Resolved by the Senate of Texas, the House of Representatives concurring, That the Joint Legislative Committee having authority to adjust such claims for 1935-37, also be empowered to consider said unpaid claims and to order said claims paid on the 71% basis out of funds set aside for supplementing the Equalization Fund for 1935-37.

The resolution was read second time.

Mr. Alsup raised a point of order, on further consideration of the resolution, at this time, on the ground that the resolution seeks to amend an existing law.

The Speaker sustained the point of order.

HOUSE BILL NO. 167 WITH SENATE AMENDMENTS

Mr. Powell called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 167, A bill to be entitled "An Act to amend Chapter 57 of the Acts of the Forty-first Legislature, Regular Session, by amending Section 13 thereof so as to authorize and empower the Commissioners' Court of Montgomery County, Texas, to issue warrants or other evidence of indebtedness against the road and bridge fund of said County for the purpose of acquiring land for right of way purposes for State and Federal designated highways and public roads; limiting and restricting such power;

authorizing and regulating the issuance of interest-bearing time warrants of said County for the purpose of taking up and paying off of any such road and bridge warrants."

The Speaker laid the bill before the House with the Senate amendments.

On motion of Mr. Powell, the House concurred in the Senate amendments by the following vote:

Yeas—126

Adkins	Hyder
Alsup	Jackson
Amos	Johnson of Ellis
Baker	Johnson
Bates	of Tarrant
Beckworth	Jones of Angelina
Blankenship	Jones of Atascosa
Boethel	Jones of Falls
Bond	Keefe
Boyer	Keith
Bradbury	Kelt
Bradford	Kern
Bridgers	King
Broadfoot	Knetsch
Brown	Langdon
Burton	Lankford
Callan	Lanning
Carssow	Leath
Cathey	Lehman
Celaya	Leonard
Colquitt	Leyendecker
Davis of Haskell	Little
Davison of Fisher	Loggins
Davisson	London
of Eastland	Lucas
Dean	Mann
Deglandon	Mauritz
Derden	Mays
Dollins	McConnell
Donaghey	McDonald
England	McFarland
Felty	Moffett
Fielden	Monkhouse
Fuchs	Morse
Gibson	Nicholson
Graves	Oliver
Hamilton	Palmer
Hankamer	Patterson of Mills
Hanna	Patterson
Harbin	of Travis
Hardin	Petsch
Harper	Pope
Harrell	Powell
Harris of Archer	Prescott
Harris of Dallas	Quinn
Hartzog	Ragsdale
Heflin	Reader
Herzik	Reed of Dallas
Holland	Rhodes
Hoskins	Riddle
Howard	Roark
Huddleston	Ross

Russell	Stinson
Rutta	Stocks
Schuenemann	Talbert
Settle	Tarwater
Sewell	Tennant
Sharpe	Thornberry
Shell	Thornton
Simpson	Vale
Skaggs	Waggoner
Smith of Hopkins	Weldon
Smith	Westbrook
of Matagorda	Wood
Smith of Tarrant	Worley

Absent

Alexander	Kenyon
Cagle	McKee
Cauthorn	McKinney
Cleveland	Metcalf
Davis of Jasper	Newton
Dickison	Reed of Bowie
Fox	Stevenson
Harris of Dickens	Tennyson
Hull	Winfree

Absent—Excused

Anderson	Jones of Wise
Bell	Morris
Farmer	

MESSAGE FROM THE SENATE

Austin, Texas, October 26, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House the Senate has adopted

H. C. R. No. 65, Suspending Joint Rule No. 9 and all other Rules applicable for purpose of taking up and finally passing House Bill No. 124.

Has passed

H. B. No. 124, A bill to be entitled "An Act to amend Article 4180 of the Revised Civil Statutes of the State of Texas, 1925, Acts, 1937, Forty-fifth Legislature, Senate Bill No. 84, Section 1, relating to the investment of surplus funds of ward or wards in the hands of guardians or the lending of same, designating certain investments that may be made, so as to provide for the purchase by a guardian of bonds of any county, or any district or subdivision in Texas, or of any incorporated city or town in Texas, and declaring an emergency." (With amendment.)

H. B. No. 81, A bill to be entitled "An Act amending Article 4782, Revised Civil Statutes, 1925; repealing all laws or parts of laws in conflict

herewith; providing that provisions hereof shall not affect Acts, Forty-first Legislature, First Called Session, 1929, Chapter 40, as amended by Acts, Forty-first Legislature, 1929, Second Called Session, Chapter 60, and declaring an emergency." (With amendment.)

Has adopted

H. C. R. No. 62, Suspending all Joint Rules so as to take up and finally dispose of House Bill No. 147. (With amendment.)

Respectfully,

BOB BARKER,

Secretary of the Senate.

HOUSE BILL NO. 81 WITH
SENATE AMENDMENTS

Mr. Harbin called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 81, A bill to be entitled "An Act amending Article 4782, Revised Civil Statutes, 1925; repealing all laws or parts of laws in conflict herewith; providing that provisions hereof shall not affect Acts, Forty-first Legislature, First Called Session, 1929, Chapter 40, as amended by Acts, Forty-first Legislature, 1929, Second Called Session, Chapter 60, and declaring an emergency."

The Speaker laid the bill before the House with the Senate amendments.

(Mr. Roark in the Chair.)

Mr. Harbin moved that the House concur in the Senate amendments.

Mr. Wood moved that the House do not concur in the Senate amendments, and that a Conference Committee be requested to adjust the differences between the two Houses on the bill.

The motion of Mr. Wood prevailed.

In accordance with the above action, the Speaker announced the appointment of the following Conference Committee on House Bill No. 81: Messrs. Harbin, England, Hyder, Wood and Mays.

HOUSE CONCURRENT RESOLUTION NO. 62 WITH SENATE
AMENDMENTS

Mr. London called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. C. R. No. 62, To suspend certain Joint Rules to consider certain bills.

The Chair laid the resolution before the House with the Senate amendments.

On motion of Mr. London, the House concurred in the Senate amendments.

MESSAGE FROM THE SENATE

Austin, Texas, October 26, 1937.
Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House the Senate has passed

S. B. No. 28, A bill to be entitled "An Act to amend paragraph (4) of Article 2350, Title 44, of the Revised Civil Statutes of the State of Texas, 1925, as amended by the Acts of 1937, Forty-fifth Legislature, House Bill No. 765, and declaring an emergency."

Has adopted

H. C. R. No. 45, Permitting Mrs. J. Albert Ackerman permission to sue the State.

Has passed

H. B. No. 146, A bill to be entitled "An Act authorizing the Director of the Cigarette Tax Division of the State Comptroller's Department to designate a personal representative as supervisor of the printing and manufacturing of cigarette tax stamps; relieving the Director of the Cigarette Tax Division of the burdens of the personal supervision imposed by Section 30 of House Bill No. 755, Acts, Forty-fourth Legislature; authorizing the designation by the Director of the Cigarette Tax Division to the Stamp Tax Board of a personal representative of the Director; the employment of such representative by the Stamp Tax Board; and providing for the payment of services to be rendered by such personal representative, and declaring an emergency."

The Senate has granted the request of the House for a Conference Committee to adjust the differences between the two Houses on House Bill No. 81.

The following have been appointed on the part of the Senate:

Senators Head, Aikin, Stone, Spears and Roberts.

Respectfully,

BOB BARKER,

Secretary of the Senate.

(Speaker in the Chair.)

MOTION TO DISCHARGE CONFEREES ON HOUSE BILL NO. 23

Mr. Morris moved that the House Conference Committee on House Bill No. 23 be discharged, and that a new Conference Committee be appointed, on the part of the House, and that the Senate be requested to appoint a new Conference Committee, to adjust the differences.

Mr. Hardin moved to table the motion.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—102

Adkins	Jackson
Alsup	Johnson of Ellis
Amos	Johnson
Bates	of Tarrant
Beckworth	Jones of Atascosa
Boethel	Keith
Bond	Kenyon
Boyer	Kern
Bradbury	King
Bradford	Knetsch
Broadfoot	Lankford
Callan	Lanning
Cathey	Leath
Celaya	Lehman
Colquitt	Leyendecker
Davis of Jasper	Little
Davison of Fisher	Lucas
Davisson	Mann
of Eastland	Mays
Deglandon	McConnell
Derden	McDonald
Dickison	McFarland
Dollins	McKee
Donaghey	McKinney
Felty	Monkhouse
Fielden	Morse
Fox	Nicholson
Gibson	Oliver
Hamilton	Palmer
Hankamer	Patterson of Mills
Hanna	Petsch
Harbin	Pope
Hardin	Prescott
Harrell	Quinn
Harris of Dallas	Ragsdale
Harris of Dickens	Reader
Hartzog	Reed of Bowie
Heflin	Rhodes
Herzik	Riddle
Hoskins	Rutta
Howard	Schuenemann
Huddleston	Settle
Hull	Sewell
Hyder	Sharpe

Shell	Tennant
Simpson	Thornton
Skaggs	Vale
Smith of Hopkins	Waggoner
Smith	Weldon
of Matagorda	Westbrook
Smith of Tarrant	Winfree
Stevenson	Worley
Stocks	

Nays—34

Alexander	Langdon
Baker	London
Bell	Mauritz
Blankenship	Metcalfe
Bridgers	Moffett
Burton	Morris
Cauthorn	Patterson
Cleveland	of Travis
Davis of Haskell	Powell
Dean	Reed of Dallas
Fuchs	Roark
Graves	Ross
Harper	Russell
Harris of Archer	Tarwater
Jones of Angelina	Tennyson
Jones of Falls	Thornberry
Keefe	Wood
Kelt	

Present—Not Voting

Stinson

Absent

Brown	Leonard
Cagle	Loggins
Carssow	Newton
England	Talbert
Holland	

Absent—Excused

Anderson	Jones of Wise
Farmer	

HOUSE BILL NO. 124 WITH
SENATE AMENDMENTS

Mr. Thornton called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 124, A bill to be entitled "An Act to amend Article 4180 of the Revised Civil Statutes of the State of Texas, 1925, Acts, 1937, Forty-fifth Legislature, Senate Bill No. 84, Section 1, relating to the investment of surplus funds of ward or wards in the hands of guardians or the lending of same, designating certain investments that may be made, so as to provide for the purchase by a guardian of bonds of any county, or any district or sub-division in Texas, or of any incorporated city or town in Texas, and declaring an emergency."

The Speaker laid the bill before the House with the Senate amendments.

On motion of Mr. Thornton, the House concurred in the Senate amendments by the following vote:

Yeas—125

Adkins	Jones of Angelina
Alexander	Jones of Atascosa
Alsup	Jones of Falls
Amos	Keith
Baker	Kelt
Bates	Kenyon
Beckworth	Kern
Blankenship	King
Boethel	Knetsch
Bond	Langdon
Boyer	Lanning
Bradbury	Lehman
Bradford	Leonard
Bridgers	Leyendecker
Broadfoot	Little
Burton	Loggins
Callan	London
Cathey	Lucas
Cauthorn	Mann
Celaya	Mauritz
Cleveland	Mays
Colquitt	McConnell
Davis of Haskell	McDonald
Davis of Jasper	McFarland
Davison of Fisher	McKee
Davisson	McKinney
of Eastland	Moffett
Dean	Monkhouse
Deglandon	Morse
Derden	Oliver
Dickison	Palmer
Dollins	Patterson of Mills
Felty	Patterson
Fielden	of Travis
Fox	Petsch
Fuchs	Pope
Gibson	Powell
Graves	Prescott
Hamilton	Quinn
Hankamer	Ragsdale
Hanna	Reader
Harbin	Reed of Bowie
Harrell	Reed of Dallas
Harris of Dallas	Rhodes
Harris of Dickens	Riddle
Hartzog	Roark
Heflin	Ross
Herzik	Russell
Hoskins	Rutta
Howard	Schuenemann
Huddleston	Settle
Hyder	Sewell
Jackson	Shell
Johnson of Ellis	Simpson
Johnson	Skaggs
of Tarrant	Smith of Hopkins

Smith	Thornton
of Matagorda	Vale
Smith of Tarrant	Waggoner
Stevenson	Weldon
Stocks	Westbrook
Tarwater	Winfree
Tennant	Wood
Tennyson	Worley
Thornberry	

Nays—1

Lankford

Present—Not Voting

Donaghey

Absent

Brown	Hull
Cagle	Keefe
Carssow	Leath
England	Metcalf
Hardin	Newton
Harper	Nicholson
Harris of Archer	Sharpe
Holland	Talbert

Absent—Excused

Anderson	Jones of Wise
Bell	Morris
Farmer	Stinson

RELATIVE TO HOUSE BILL NO. 124

By unanimous consent of the House, on motion of Mr. Thornton, the caption of House Bill No. 124 was ordered amended to conform to all changes and with the body of the bill.

SENATE BILL ON FIRST READING

The following Senate bill, received from the Senate today, was laid before the House, read first time, and referred to the appropriate committee, as follows:

Senate Bill No. 28, to the Committee on Counties.

BILL ORDERED NOT PRINTED

(By unanimous consent)

On motion of Mr. Bradford, Senate Bill No. 28 was ordered not printed.

SENATE BILL NO. 28 ON SECOND READING

Mr. Bradford moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 28 be placed on its second reading and

passage to third reading, and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—121

Adkins	Keith
Alexander	Kelt
Alsup	Kenyon
Amos	Kern
Baker	King
Bates	Knetsch
Beckworth	Langdon
Blankenship	Lankford
Boethel	Lanning
Boyer	Leath
Bradbury	Lehman
Bradford	Leonard
Bridgers	Leyendecker
Broadfoot	Little
Brown	Loggins
Burton	London
Callan	Lucas
Carssow	Mann
Cathey	Mauritz
Cauthorn	Mays
Celaya	McConnell
Cleveland	McDonald
Colquitt	McFarland
Davis of Haskell	McKinney
Davis of Jasper	Moffett
Davison of Fisher	Monkhouse
Davisson	Morse
of Eastland	Palmer
Deglandon	Patterson of Mills
Dickison	Patterson
Donaghey	of Travis
Felty	Petsch
Fielden	Pope
Fox	Prescott
Fuchs	Quinn
Gibson	Ragsdale
Graves	Reader
Hamilton	Reed of Bowie
Hankamer	Reed of Dallas
Hanna	Rhodes
Hardin	Riddle
Harper	Roark
Harris of Dallas	Ross
Harris of Dickens	Russell
Heflin	Rutta
Herzik	Schuenemann
Holland	Settle
Hoskins	Sewell
Howard	Shell
Huddleston	Skaggs
Hyder	Smith of Hopkins
Jackson	Smith
Johnson of Ellis	of Matagorda
Johnson	Stinson
of Tarrant	Stocks
Jones of Angelina	Talbert
Jones of Atascosa	Tarwater
Jones of Falls	Tennant
Keefe	Tennyson

Thornberry
Thornton
Vale
Waggoner

Weldon
Winfree
Worley

Present—Not Voting

Westbrook

Absent

Bond	McKee
Cagle	Metcalfe
Dean	Newton
Derden	Nicholson
Dollins	Oliver
England	Powell
Harbin	Sharpe
Harrell	Simpson
Harris of Archer	Smith of Tarrant
Hartzog	Stevenson
Hull	Wood

Absent—Excused

Anderson	Jones of Wise
Bell	Morris
Farmer	

The Speaker then laid before the House, on its second reading and passage to third reading,

S. B. No. 28, A bill to be entitled "An Act to amend paragraph (4) of Article 2350, Title 44, of the Revised Civil Statutes, 1925, as amended by the Acts of 1937, Forty-fifth Legislature, House Bill No. 765, and declaring an emergency."

The bill was read second time, and was passed to third reading.

SENATE BILL NO. 28 ON THIRD READING

The Speaker then laid Senate Bill No. 28 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—125

Adkins	Brown
Alexander	Burton
Alsup	Callan
Amos	Carssow
Baker	Cathey
Bates	Cauthorn
Beckworth	Celaya
Bell	Cleveland
Blankenship	Colquitt
Boethel	Davis of Haskell
Bond	Davison of Fisher
Boyer	Davison
Bradbury	of Eastland
Bradford	Deglandon
Bridgers	Derden

Dickison	McDonald
Dollins	McFarland
England	McKee
Felty	Metcalfe
Fielden	Moffett
Fox	Monkhouse
Fuchs	Morris
Gibson	Morse
Graves	Nicholson
Hamilton	Oliver
Harbin	Palmer
Hardin	Patterson of Mills
Harper	Patterson
Harrell	of Travis
Harris of Archer	Pope
Harris of Dallas	Powell
Harris of Dickens	Prescott
Heflin	Quinn
Holland	Reed of Bowie
Hoskins	Reed of Dallas
Huddleston	Rhodes
Hull	Riddle
Hyder	Roark
Jackson	Ross
Johnson of Ellis	Russell
Johnson	Rutta
of Tarrant	Schuenemann
Jones of Angelina	Settle
Jones of Falls	Sewell
Jones of Wise	Sharpe
Keith	Shell
Kelt	Simpson
Kenyon	Skaggs
Kern	Smith
King	of Matagorda
Knetsch	Smith of Tarrant
Langdon	Stinson
Lankford	Stocks
Lanning	Talbert
Leath	Tarwater
Lehman	Tennant
Leonard	Thornberry
Leyendecker	Thornton
Little	Vale
Loggins	Waggoner
London	Weldon
Lucas	Winfree
Mauritz	Wood
Mays	Worley
McConnell	

Nays—1

Mann

Present—Not Voting

Donaghey

Absent

Broadfoot	Herzik
Cagle	Howard
Davis of Jasper	Jones of Atascosa
Dean	Keefe
Hankamer	McKinney
Hanna	Newton
Hartzog	Petsch

Ragsdale
Reader
Smith of Hopkins

Stevenson
Tennyson
Westbrook

Absent—Excused

Anderson Farmer

TO SUSPEND CERTAIN RULE

Mr. Hoskins moved that the Rule, relative to the consideration of resolutions be suspended, for the purpose of taking up and considering, until disposed of, House Simple Resolution No. 52.

Question recurring on the motion by Mr. Hoskins, yeas and nays were demanded.

The motion was lost by the following vote (not receiving the necessary two-thirds vote):

Yeas—76

Adkins	Jones of Falls
Alsup	King
Amos	Knetsch
Bates	Leath
Bell	Leonard
Boethel	Leyendecker
Bond	Little
Boyer	Loggins
Bradbury	Lucas
Broadfoot	Mann
Callan	Mays
Carssow	McConnell
Cathey	McFarland
Cauthorn	McKee
Celaya	McKinney
Colquitt	Monkhouse
Davisson	Morse
of Eastland	Patterson
Dean	of Travis
Dickison	Pope
Dollins	Prescott
Donaghey	Reader
Felty	Rhodes
Fielden	Riddle
Fuchs	Rutta
Gibson	Schuenemann
Hankamer	Settle
Hanna	Sewell
Harbin	Shell
Hardin	Simpson
Harper	Smith of Hopkins
Harris of Dallas	Smith
Harris of Dickens	of Matagorda
Hartzog	Smith of Tarrant
Heflin	Stocks
Hoskins	Tarwater
Huddleston	Tennant
Hull	Thornton
Jackson	Weldon
Johnson of Ellis	

Nays—42

Beckworth	Lanning
Blankenship	Lehman
Bridgers	London
Brown	Mauritz
Cleveland	Moffett
Deglandon	Morris
Derden	Oliver
England	Palmer
Fox	Patterson of Mills
Graves	Petsch
Hamilton	Quinn
Harrell	Reed of Bowie
Holland	Reed of Dallas
Howard	Roark
Jones of Angelina	Ross
Keefe	Russell
Keith	Skaggs
Kelt	Thornberry
Kern	Westbrook
Langdon	Wood
Lankford	Worley

Absent

Alexander	Kenyon
Baker	McDonald
Bradford	Metcalfe
Burton	Newton
Cagle	Nicholson
Davis of Haskell	Powell
Davis of Jasper	Ragsdale
Davison of Fisher	Sharpe
Harris of Archer	Stevenson
Herzik	Talbert
Hyder	Tennyson
Johnson	Vale
of Tarrant	Waggoner
Jones of Atascosa	Winfree

Absent—Excused

Anderson	Jones of Wise
Farmer	Stinson

TENTATIVE REPORT OF LEGISLATIVE COMMITTEE TO INVESTIGATE POLLUTION OF PUBLIC WATERS

On motion of Mr. Hoskins, the following report of the Committee to investigate the condition of public streams in Texas was ordered printed in the Journal:

Stream Pollution Problems:

One has only to casually glance at the streams in other states, to realize that unless action be taken many of the streams of the State will be rendered unfit for domestic or recreational purposes. Huge sewage treatment plants, wool scouring plants, cotton manufacturing plants, metallurgical industries and food-

canning plants, all contribute to the discolorization and pollution and contamination of these eastern and northern streams. Already in Texas the effects of our rapid industrialization are beginning to influence the condition of our lakes and public waterways. Twenty-five thousand miles of streamways in Texas today, if kept in a satisfactory condition, could afford the farmer and the rancher adequate sources of water supply for domestic use and for stock and dairy cattle. Satisfactory maintenance of these thousands of miles of streamways means permission of irrigation of the farmers land, fishing waters for sports and industry, recreational usage for swimming, boating and pleasure, in addition to the chief function of supplying drinking water for large cities which must depend on surface supplies. To add pollution to these streams there are in Texas probably 5,000 industrial plants including refineries, food-canning plants, oil mills, breweries, cotton mills, milk and cheese plants and tanneries, and other industries. This does not include 449 municipal sewer systems. Industrial and municipal wastes represent a tremendous problem today. The problem will be greater in the years to come.

Just how this problem should be attacked or controlled has been the subject of this study and report. The Federal Congress in its last session had under consideration a bill which would have created a division of stream pollution within the public health service and which would have given this division certain authority over the states and certain regulatory powers. The State at present has an Anti-Stream Pollution Law recorded as Article 4444 of the Revised Civil Statutes of 1925. This Act is rather comprehensive, but until this time, although the statute has been on the books for many years, it has never been tried in the higher courts. The Act is possibly defective in that it does not specify certain limiting standards nor does it prescribe definite methods of abatement.

Committee Work:

Your Committee has begun an investigation of the stream pollution situation in Texas. We find that there are four or five aspects of the problem which deserve different treatment.

(1) There are 440 municipal sewer systems in Texas which discharge a

total of about 465,000,000 gallons of sewage a day into our streams. This sewage may contain disease producing organisms which could cause epidemics and death among persons who drink the stream water or who use the stream water for bathing and swimming, or whose cows become infected while wading in the polluted streams, or whose vegetables are irrigated from the streams or whose oysters are taken from polluted areas reached by the streams.

Too many records are available in proof of this point to require any discussion. Four or five unusually large epidemics in Texas last year due to contamination of public water supplies by sewage are a part of the official records. The Committee's findings indicate that of the 449 sewer systems in Texas, only 208 have completed partial treatment and only 77 plants are even equipped with disinfection apparatus. Of these 77 plants, we doubt whether more than 50% or 35% are actually operating their disinfection units in order to provide a safe effluent and safeguard against the spread of disease producing bacteria.

(2) There are about 500 oil fields in the State, all of which produce more or less salt water from their abandoned or older wells. In some of these older fields these salt water wastes probably run to 50,000 or 60,000 gallons of salt water per day. The figures show that we have about 90,000 oil wells in the State, all of which are liable at some time or other to begin producing these salt water wastes. In addition to this problem, there is the difficulty of handling scattered wells which are non-producers but which are flowing salt water. Such wells as those in the Brackenridge area are at times uncontrolled and not only seriously impair the quality of the water in the streams to which they drain, but have directly menaced and injured the value of this stream water for the cities drinking sources located along the banks.

The present method of handling these salt water wastes from the producing fields is to form salt water districts so that dams and lakes can be constructed which will impound the salt water until flood water periods. During these times the salt water is emptied into the swollen streams and the salt water content is thereby dissipated through dilution.

Numerous complaints have been brought to our attention regarding the destruction of fish life and the deterioration of the stream waters due to occasional improper control of these salt water areas, also due to lack of control of the abandoned flowing salt water wells.

(3) The industrial waste problem in Texas bids fair to become of major importance within the next few years. In the Rio Grande Valley there are probably today at least 20 vegetable packing and food-processing plants. In the Houston area alone there are more than eight large refineries and other industries. Milk and cheese plants and poultry dressing plants, are developing so rapidly that it is difficult to keep up with their progress. In New Braunfels there are three tanneries. Two or three new plants have just been constructed for the manufacture of bedding material from moss and complaints are already being received on the activities of these plants with regard to stream pollution. Experiences, records and testimony have shown that the organic wastes from these industries create a serious odor and nuisance problem when the material is discharged into the streams. In the streams the solids begin to purify and decompose. This process of decomposition robs the stream of its oxygen and causes the death of fish, besides the odor nuisance and the complaints that are received from people living along its banks. It is more than likely that industrial wastes in Texas today approximate something over 500,000,000 gallons daily discharge.

The Committee through its membership has inspected sewage treatment plants at the following towns: San Antonio, Bay City, Houston, Fairfield, Gladewater, Lockhart, Dallas, Corpus Christi, Carthage, Luling, Fort Worth, Grand Prairie, Longview.

Public and semi-public hearings have been held at Houston, Port Lavaca, Kenedy, Dallas, Corpus Christi, Freeport, Fort Worth, Grand Prairie.

Some of these hearings have been attended by two or three hundred people and others were meetings with various city officials or complaining parties living in the vicinity of the stream.

A questionnaire has been prepared and sent out to the officials of about 500 Texas cities in order to develop the existing situations. A sample of this questionnaire together with a

tabulation of the responses received is attached to this report as an appendix.

Committee Findings:

There are too many cities in Texas today which are only providing preliminary sewage treatment. An insufficient number of towns fail to disinfect the sewage and thereby protect the citizens living down stream against disease. Of the 441 sewage treatment plants in Texas, only 77 provide complete filtration and disinfection treatment. This means that there are 364 Texas cities which should avail themselves of Federal loans or Federal labor relief in order to develop secondary treatment processes or disinfection processes. Such treatment would reduce the organic pollutional load on the stream and where this treatment is followed by disinfection, a safe effluent would be produced.

We find that insufficient attention has been given to the matter of operating the existing sewage treatment plants. The State Health Department is working on this problem and has prepared a monthly operation report form and has also recommended certain simple color tests to keep a close check on the quality and the purification of the sewage effluent. Copies of these reports are attached to the appendix. This control work should be encouraged and should be participated in by more towns.

We find further, that one difficulty in operation of sewage treatment plants is that a low grade operator is oftentimes in actual charge of the plant. In order to correct this defect, the State Health Department is preparing a series of correspondence courses which will give the operator more information about his job. That Department should secure the co-operation of the University of Texas Extension School in preparing and developing the worthwhile idea behind this program. We find that the Health Department has cooperated with the Vocational Education Division of the State Department of Education in arranging for an itinerant teacher to train the water plant men. This same program should be instituted in the sewage treatment field. If the State Department of Education could arrange to cooperate with the State Health Department in this work, one man could be provided who would hold night schools for all of the sewage treatment plant oper-

ators within a radius of about twenty-five miles of the training city in order to give a training course.

Too many sewage treatment plants and industrial treatment plants have been built improperly. This often-times happens because the State Health Department did not have the authority to require preliminary investigation and approval of the treatment plans. This of course, has resulted in the construction of many improper and incomplete units. This means that the city has spent considerable funds unwisely and without proper advice, and that they have not gotten 100% return for their money spent. After the plant is once built the city has exhausted its funds and cannot then make the needed improvements for many years in the future.

The State Department of Health in addition to its correspondence work and itinerant teaching of sewage plant operation, should institute some type of voluntary licensing for sewage plant operators. This would encourage these men to study and perfect themselves in the art of sewage treatment, it would increase their own respect for their job, and it would increase the respect of the city officials and citizens for the work which they are doing. All of this would tend to standardize and stabilize their profession and would thereby give the sewage plant operator a longer tenure on his job. From the standpoint of the State, this would mean that the plants would be more continuously in charge of capable and trained operators; and, therefore, occasional pollution due to change of operation and management would be reduced.

Further study must be given to the method of treatment of industrial wastes. No adequate solution has yet been found for treating the wastes from paper mills, from milk and cheese plants, citrus fruit wastes or food-packing plant wastes. At the present time the State Department of Health is encouraging the disposal of these effluents onto land. This is a step in the right direction, because it encourages conservation of water, keeps the sewage out of streamways, and makes available additional land for raising feed crops for stock. This program should be encouraged wherever possible.

The State Game, Fish and Oyster Commission and the State Department of Health, Oil and Gas Division of Railroad Commission and State Plan-

ning Board have cooperated splendidly in their work on oil field wastes. The Game, Fish and Oyster Commission has done some splendid control work and we suggest that this cooperation between the Departments be continued with proper and suitable regular control steps.

The State Health Department has taken the attitude that it is wiser to cooperate with the cities and industries in securing the needed sewage or waste treatment improvements rather than to attempt to secure corrections through laws. This attitude is commendable to a certain degree, and in the long run it probably has a good effect, but there are certain cases where legal action should be resorted to in the public interest, and to handle this situation we have suggested the above two needs, (1) injunctive relief provision and (2) permissive bonding limits exceptions.

The cities should be encouraged to train their sewage plant operators and to arrange for their attendance at schools for their training in handling their technical problems, and some attention should also be given to the related problems of stream pollution insofar as they include soil contamination and hookworm control resulting from pollution by sewage.

Lastly, we recommend that since this Committee has merely begun its study, its functions and activities should be continued with sufficient appropriation therefor to make its work of value to the entire State.

HOSKINS, Chairman,
McKEE, Vice-Chairman,
JONES of Falls,
SEWELL,
HARPER,
SCHUENEMANN,
HARTZOG.

(Mr. Thornberry in the Chair.)

CONFERENCE COMMITTEE REPORT ON HOUSE BILL NO. 81

Mr. England submitted the following Conference Committee Report on House Bill No. 81:

Committee Room,
Austin, Texas,
October 26, 1937

Honorable Walter F. Woodul, President of the Senate.

Honorable R. W. Calvert, Speaker of the House of Representatives.

Sirs: We, your Committee on House Bill No. 81, appointed by the Senate

and House respectively to adjust the differences between the two Houses, having had the same under consideration, beg leave to report as follows:

That the bill do pass as finally passed in the Senate, and with the Senate's amendment attached thereto.

HEAD,
AIKIN,
STONE,
SPEARS,
ROBERTS,

On the part of the Senate.

WOOD,
ENGLAND,
HYDER,
MAYS,
HARBIN,

On the part of the House.

On motion of Mr. England, the Report was adopted by the following vote:

Yeas—111

Adkins	Hartzog
Alexander	Heflin
Alsup	Herzik
Amos	Holland
Baker	Hoskins
Bates	Howard
Beckworth	Huddleston
Boethel	Hull
Bond	Hyder
Boyer	Johnson of Ellis
Bradbury	Jones of Angelina
Bradford	Jones of Atascosa
Bridgers	Jones of Falls
Burton	Kelt
Callan	King
Carssow	Langdon
Cathey	Lankford
Cauthorn	Lanning
Celaya	Leath
Cleveland	Lehman
Davis of Haskell	Leonard
Davis of Jasper	Leyendecker
Deglandon	Little
Derden	Loggins
Dickison	London
Dollins	Lucas
England	Mann
Felty	Mauritz
Fuchs	Mays
Gibson	McConnell
Graves	McFarland
Hamilton	McKee
Hankamer	McKinney
Hanna	Moffett
Harbin	Monkhouse
Hardin	Morris
Harper	Morse
Harrell	Oliver
Harris of Archer	Palmer
Harris of Dickens	Patterson of Mills

Patterson
of Taryvis
Petsch
Pope
Prescott
Quinn
Ragsdale
Reader
Reed of Bowie
Riddle
Roark
Russell
Rutta
Settle
Sewell
Simpson
Skaggs

Smith of Hopkins
Smith
of Matagorda
Smith of Tarrant
Stinson
Talbert
Tarwater
Tennant
Tennyson
Thornton
Vale
Weldon
Westbrook
Winfree
Wood
Worley

Nays—7

Blankenship	Keith
Fielden	Reed of Dallas
Fox	Ross
Keefe	

Present—Not Voting

Colquitt	Harris of Dallas
Donaghey	Powell

Absent

Broadfoot	McDonald
Brown	Metcalfe
Cagle	Newton
Davison of Fisher	Nicholson
Davison of Eastland	Rhodes
Dean	Schuenemann
Jackson	Sharpe
Johnson	Shell
of Tarrant	Stevenson
Kenyon	Stocks
Kern	Thornberry
Knetsch	Waggoner

Absent—Excused

Anderson	Farmer
Bell	Jones of Wise

TO SUSPEND CERTAIN RULES

Mr. Bond moved to suspend all necessary Rules for the purpose of making a motion to instruct the Conference to sign the Conference Report on House Bill 23, and report same to the House.

Question recurring on the motion by Mr. Bond, yeas and nays were demanded.

The motion was lost by the following vote:

Yeas—56

Alsup	Beckworth
Baker	Blankenship
Bates	Bond

Bradford	Lehman
Bridgers	Leonard
Broadfoot	Mauritz
Brown	Mays
Cauthorn	Moffett
Cleveland	Patterson
Davison of Fisher	of Travis
Deglandon	Powell
Graves	Prescott
Hamilton	Quinn
Harbin	Reed of Dallas
Harper	Roark
Harrell	Ross
Harris of Archer	Russell
Holland	Settle
Hoskins	Sharpe
Howard	Simpson
Hull	Smith
Hyder	of Matagorda
Johnson of Ellis	Smith of Tarrant
Jones of Falls	Stocks
Kelt	Talbert
Kern	Tarwater
Langdon	Thornberry
Lankford	Wood
Leath	Worley

Nays—75

Adkins	Johnson
Alexander	of Tarrant
Amos	Jones of Angelina
Bell	Jones of Atascosa
Boethel	Keith
Boyer	Kenyon
Bradbury	King
Burton	Knetsch
Callan	Lanning
Carssow	Leyendecker
Cathey	Lucas
Celaya	Mann
Colquitt	McConnell
Davis of Haskell	McFarland
Davis of Jasper	McKee
Davisson	McKinney
of Eastland	Monkhouse
Dean	Morse
Derden	Nicholson
Dickison	Oliver
Dollins	Patterson of Mills
Donaghey	Petsch
England	Pope
Felty	Ragsdale
Fielden	Reader
Fox	Reed of Bowie
Fuchs	Rhodes
Gibson	Riddle
Hankamer	Rutta
Hanna	Schuenemann
Hardin	Sewell
Harris of Dallas	Skaggs
Harris of Dickens	Stinson
Hartzog	Tennant
Heflin	Thornton
Huddleston	Vale
Jackson	Waggoner

Weldon	Winfree
Westbrook	
	Absent
Cagle	Metcalf
Herzik	Newton
Keefe	Palmer
Little	Shell
Loggins	Smith of Hopkins
London	Stevenson
McDonald	Tennyson
	Absent—Excused
Anderson	Jones of Wise
Farmer	Morris

REASONS FOR VOTE

We voted to suspend the Rules which would permit the House to consider further House Bill No. 23 (Omnibus Tax Bill) for the following reasons:

The people by their expression at the poles in a recent constitutional amendment election gave the Legislature a direct mandate that they were in favor of "Old Age Assistance", "Aid for the Blind", "Aid to the Dependent Children" and other social security benefits.

For the Legislature to turn a cold shoulder to such mandate of the people would be doing nothing else but saying to the people that they know not what they do.

For the Legislature not to vote for a tax bill during this session of the Legislature, for which same was called, is unfair to the old people and other beneficiaries of the Social Security Program.

We are of the further opinion that if we voted to take this tax bill it would be better than to vote against same because it does not suit us.

We, therefore, voted for same and further think the Legislature as a whole should pass some kind of tax bill.

WOOD,
LEATH.

MESSAGE FROM THE SENATE

Austin, Texas, October 26, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House the Senate has adopted the Conference Committee Report on House Bill No. 81 by the following vote: Yeas, 24; nays, 5.

Adopted the Conference Committee Report on House Bill No. 133 by the following vote: Yeas, 23; nays, 8.

Has passed

H. B. No. 119, A bill to be entitled "An Act to amend Section 2 of House Bill No. 645 enacted by the Forty-fifth Legislature, at its Regular Session in 1937, and declaring an emergency."

Respectfully,

BOB BARKER,
Secretary of the Senate.

TO MAKE ADDITIONAL APPROPRIATION FOR CERTAIN COMMITTEE

Mr. Prescott moved that the Rule, relative to the consideration of resolutions, be suspended, for the purpose of taking up, and considering, until disposed of, House Simple Resolution No. 52.

Question recurring on the motion by Mr. Prescott, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—80

Adkins	Huddleston
Alsup	Hull
Amos	Hyder
Anderson	Jackson
Baker	Johnson of Ellis
Bates	Jones of Angelina
Bell	Jones of Falls
Boethel	Kenyon
Boyer	King
Broadfoot	Knetsch
Callan	Leath
Carssow	Leonard
Cathey	Little
Cauthorn	London
Celaya	Lucas
Colquitt	Mann
Davis of Haskell	Mays
Davison of Fisher	McConnell
Davisson	McKee
of Eastland	McKinney
Dickison	Moffett
Dollins	Monkhouse
Donaghey	Morris
Felty	Morse
Fielden	Patterson of Mills
Fuchs	Patterson
Gibson	of Travis
Hankamer	Pope
Hanna	Prescott
Harper	Ragsdale
Harris of Dallas	Reader
Hartzog	Rhodes
Heflin	Rutta
Hoskins	Schuenemann

Settle	Stevenson
Sewell	Stinson
Shell	Tennant
Simpson	Thornton
Smith of Hopkins	Vale
Smith	Weldon
of Matagorda	Winfree
Smith of Tarrant	

Nays—39

Blankenship	Lanning
Bridgers	Lehman
Burton	Leyendecker
Cleveland	Oliver
Davis of Jasper	Palmer
Deglandon	Petsch
Derden	Powell
England	Quinn
Fox	Reed of Bowie
Graves	Reed of Dallas
Hamilton	Roark
Hardin	Ross
Harris of Dickens	Russell
Holland	Skaggs
Howard	Stocks
Jones of Atascosa	Tarwater
Keefe	Westbrook
Keith	Wood
Kelt	Worley
Langdon	

Absent

Alexander	Lankford
Beckworth	Loggins
Bond	Mauritz
Bradbury	McDonald
Bradford	McFarland
Brown	Metcalfe
Cagle	Newton
Dean	Nicholson
Harbin	Riddle
Harrell	Sharpe
Harris of Archer	Talbert
Herzik	Tennyson
Johnson	Thornberry
of Tarrant	Waggoner
Kern	

Absent—Excused

Farmer	Jones of Wise
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Mr. Hoskins offered the following resolution:

H. S. R. No. 52, To make certain additional appropriation for certain committee.

Whereas, The House of Representatives adopted House Simple Resolution No. 272 on May 21, 1937 providing for the appointment of a committee of seven by the Speaker for the purpose of investigating the Pollution of Public Waters in the State of Texas, in the interest of public health and for the protection of fish

and aquatic life and appropriated the sum of Five Hundred (\$500.00) Dollars out of the Contingent Expense Fund for the purposes of paying the expense of said committee; and

Whereas, The investigations of the committee have shown that the pollution of the rivers and lakes of the State is widespread from sewerage and industrial waste and unless immediate and drastic action is taken most of the rivers and lakes in the State will be rendered unfit for domestic and recreational purposes and all fish and aquatic life either destroyed or rendered unfit for use; and

Whereas, The sum of Five Hundred (\$500.00) Dollars originally appropriated has been nearly all expended and there is yet a great amount of work to be done by the committee; now, therefore, be it

Resolved, That an additional sum of One Thousand (\$1,000.00) Dollars be appropriated and the same is hereby appropriated out of the Contingent Expense Fund of the House of Representatives and set aside for the purpose of paying the expenses of said Committee in making their investigation, holding hearings, hiring stenographers and clerks, serving subpoena and all necessary expenses to be paid out of warrants under terms of House Simple Resolution No. 272; be it further

Resolved, That the committee be authorized and directed to call upon the Attorney General's Department to file injunction suits to abate or prevent the Pollution of the Public Waters of the State.

HOSKINS,
SCHUENEMANN,
SEWELL,
JONES of Falls,
HARPER,
McKEE,
HARTZOG.

The resolution was read second time.

Mr. Roark offered the following amendment to the resolution:

Amend House Simple Resolution No. 52, by striking out the words and figures "\$1,000.00" and inserting in lieu thereof the words and figures "\$500.00".

Mr. Alsop moved the previous question on the pending amendment and the resolution, and the main question was ordered.

(Speaker in the Chair.)

Question recurring on the amendment by Mr. Roark, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—89

Alexander	King
Alsop	Langdon
Baker	Lankford
Beckworth	Lanning
Blankenship	Leath
Boethel	Lehman
Bond	Leyendecker
Boyer	Little
Bradbury	Loggins
Bradford	London
Bridgers	Lucas
Broadfoot	Mann
Brown	Mauritz
Burton	McConnell
Callan	McDonald
Celaya	Moffett
Cleveland	Monkhouse
Davis of Jasper	Morris
Davison of Fisher	Nicholson
Deglandon	Oliver
Derden	Palmer
Dickison	Patterson of Mills
England	Petsch
Felty	Powell
Fox	Quinn
Gibson	Ragsdale
Graves	Reed of Bowie
Hamilton	Reed of Dallas
Hanna	Roark
Hardin	Ross
Harrell	Russell
Harris of Archer	Sharpe
Harris of Dickens	Simpson
Heflin	Skaggs
Herzik	Smith of Hopkins
Holland	Smith of Tarrant
Johnson	Stocks
of Tarrant	Tarwater
Jones of Angelina	Tennyson
Jones of Atascosa	Thornberry
Jones of Wise	Vale
Keefe	Waggoner
Keith	Westbrook
Kelt	Wood
Kern	Worley

Nays—45

Adkins	Dean
Amos	Fielden
Anderson	Fuchs
Bell	Harbin
Cathey	Harper
Cauthorn	Hartzog
Colquitt	Hoskins
Davis of Haskell	Howard
Davison	Huddleston
of Eastland	Hull

Hyder	Reader
Jackson	Rhodes
Johnson of Ellis	Riddle
Jones of Falls	Rutta
Knetsch	Schuenemann
Leonard	Settle
Mays	Sewell
McFarland	Shell
McKee	Smith
Morse	of Matagorda
Patterson	Tennant
of Travis	Thornton
Pope	Weldon
Prescott	Winfree

Present—Not Voting

Talbert

Absent

Bates	Harris of Dallas
Cagle	Kenyon
Carssow	McKinney
Dollins	Metcalfe
Donaghey	Newton
Hankamer	Stevenson

Absent—Excused

Farmer Stinson

Question recurring on the resolution, as amended, yeas and nays were demanded.

The resolution was lost by the following vote:

Yeas—59

Adkins	Hull
Amos	Hyder
Bell	Jackson
Bond	Johnson of Ellis
Broadfoot	Johnson
Cathey	of Tarrant
Cauthorn	Jones of Falls
Celaya	Leonard
Colquitt	Loggins
Davis of Haskell	Mann
Davisson	Mays
of Eastland	McConnell
Dean	McFarland
Dickison	McKee
Dollins	McKinney
Felty	Monkhouse
Fielden	Morse
Fuchs	Patterson
Gibson	of Travis
Hanna	Pope
Harbin	Prescott
Harper	Reader
Harris of Dallas	Rhodes
Hartzog	Riddle
Heflin	Rutta
Hoskins	Schuenemann

Settle	Smith of Tarrant
Sewell	Tennant
Shell	Thornton
Smith of Hopkins	Vale
Smith	Winfree
of Matagorda	

Nays—70

Alsup	Lanning
Baker	Leath
Beckworth	Lehman
Blankenship	Leyendecker
Boethel	London
Bradbury	Lucas
Bridgers	Mauritz
Brown	McDonald
Burton	Moffett
Callan	Morris
Cleveland	Nicholson
Davis of Jasper	Oliver
Deglandon	Palmer
Derden	Patterson of Mills
England	Petsch
Fox	Powell
Graves	Quinn
Hamilton	Ragsdale
Hardin	Reed of Bowie
Harrell	Reed of Dallas
Harris of Dickens	Roark
Holland	Ross
Howard	Russell
Huddleston	Simpson
Jones of Angelina	Skaggs
Jones of Atascosa	Stocks
Jones of Wise	Talbert
Keefe	Tarwater
Keith	Tennyson
Kelt	Thornberry
Kern	Waggoner
King	Weldon
Knetsch	Westbrook
Langdon	Wood
Lankford	Worley

Present—Not Voting

Donaghey

Absent

Alexander	Harris of Archer
Bates	Herzik
Boyer	Kenyon
Bradford	Little
Cagle	Metcalfe
Carssow	Newton
Davison of Fisher	Sharpe
Hankamer	Stevenson

Absent—Excused

Anderson	Stinson
Farmer	

MESSAGE FROM THE GOVERNOR

The Speaker laid before the House, and had read the following message from the Governor:

Austin, Texas,
October 26, 1937

To the Members of the Forty-fifth Legislature:

I hereby submit for your consideration House Bill No. 133 dealing specifically with reallocation and revision of the administration of the Rural Aid Law.

Respectfully submitted,
JAMES V. ALLRED,
Governor of Texas.

CONFERENCE COMMITTEE REPORT ON HOUSE BILL NO. 133

Mr. Alsup, Chairman, submitted the following Conference Committee Report on House Bill No. 133:

State Affairs Committee Room,
Austin, Texas, October 26, 1937.

Honorable R. W. Calvert, Speaker of the House of Representatives.

Honorable Walter F. Woodul, President of the Senate.

Sirs: We, your Conference Committee, appointed to adjust the differences between the Senate and House on House Bill No. 133, have had the same under consideration and recommend that the bill do pass in the form hereto attached.

Respectfully,

VAN ZANDT,
NELSON,
COTTEN,
WOODRUFF,

On the part of the Senate.

ALSUP,
BROWN,
METCALFE,
LONDON,

On the part of the House.

H. B. No. 133,

A BILL

To Be Entitled

An Act amending Sections 2 to 23 inclusive of Senate Bill No. 185 passed at the Regular Session of the Forty-fifth Legislature; reallocating the moneys appropriated in Section 1 of said Senate Bill No. 185 including specified amounts to match Federal Funds appropriated

for the purpose of conducting work in Vocational Agriculture, Home Economics, Trades and Industries, General Rehabilitation and Rehabilitation for Crippled and Defective Children, attaching conditions, regulations and limitations relative thereto; making various allocations of said appropriation, setting forth the benefits thereof; authorizing aid to such schools in accordance with the conditions specified herein; providing for the support for a certain length of term of all schools meeting the requirement of this Act; providing for the payment each year of the biennium of high school tuition for rural school pupils according to the provisions of House Bill No. 158, General Laws, Regular Session, Forty-fourth Legislature, as amended; providing high school tuition for pupils in consolidated or rural high school districts composed of not less than three original districts; providing for the payment of transportation aid under certain conditions; specifying the penalties for violation of any provision of this Act; declaring it to be unlawful for any agent or employee of the State to violate any provision of this Act, and prescribing the punishment thereof; providing all costs of administering funds named in this Act shall be paid out of moneys appropriated in this Act under the authority of the State Superintendent of Public Instruction under the direction of the State Board of Education; authorizing the State Superintendent of Public Instruction, under the direction of the State Board of Education, to administer the funds appropriated herein; authorizing the State Board of Education or its agents to receive donations and gifts and to place same in the State Treasury in a special fund to be used under the provisions of the Vocational Rehabilitation Act; providing purposes for which funds allocated hereunder may be used; defining powers of the State Board of Education and the State Superintendent of Public Instruction; providing for the method and manner of appointing certain employees; providing for application for aid; making certain exceptions for counties with less than one thousand four hundred (1,400) scholastics, districts of more than forty-eight (48) square miles, or more than

nine miles in length for transportation aid, districts of more than one hundred (100) square miles with a certain number of high schools contained therein; providing for transfer of entire districts under certain conditions; defining the manner of payments and disbursements of all moneys granted under the provisions of this Act; enacting other provisions necessary and incidental to the provisions of this Act, providing the State shall not be pledged nor obligations incurred against the Rural Aid Fund in any one year in excess of amount appropriated and fixing a penalty; providing for the qualifications of teachers in schools receiving State Aid and making certain exemptions; providing no financial aid shall be withheld because of deficiency in certificates held by teachers in a school unless such deficiency is covered by a rule or regulation expressly provided for by Statute of the State of Texas; provided that the tax provisions and other inhibitions set forth herein shall not apply to schools attended by Alabama Indians in Polk County and certain other exceptions; declaring the rule in event any part, section, or provision of this Act is declared unconstitutional it shall not invalidate the rest of this Act; providing for repeal of all laws in conflict herewith, and declaring an emergency.

Be It Enacted by the Legislature of the State of Texas:

Section 1. That Sections 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 15a, 15b, 16, 17, 18, 18a, 19, 20, 21, 22 and 23 of Senate Bill No. 185, passed at the Regular Session of the Forty-fifth Legislature be and the same is hereby amended so as to hereafter read as follows, to wit:

"Section 2. Scholastic Population of the District State Aid under the provisions of this Act shall be distributed in such a way as to assist all school districts of not fewer than twenty (20) scholastics and not more than five hundred (500) scholastics, and consolidated and/or rural high school districts which have an average of not more than two hundred (200) scholastics of each original district composing the consolidated and/or rural high school districts unit, and all districts composed of entire counties having a scholastic population of less than five thousand (5,000); pro-

vided that schools in sparsely settled counties may be exempt from the minimum restrictions of twenty (20) scholastics, as hereinafter provided; provided that in such cases the district applying for aid shall be levying and collecting the limit of local tax support as provided by general law. Sparsely settled counties shall be defined as those having less than one thousand four hundred (1,400) scholastic population in the common school districts. It is expressly understood that the provisions and limitations of this Section and other sections in this Act do not apply to vocational aid, and aid for crippled children; provided that the minimum and maximum scholastic limits herein provided shall not apply for transportation aid to any school district containing forty-eight (48) square miles of territory, or more, or which is nine (9) miles or more in length; and provided further that the maximum limitations as to scholastic population herein set forth shall not apply for any type of aid to school districts containing forty-eight (48) square miles of territory or more, or which is nine (9) miles or more in length, provided there is not located in such a district an incorporated city or town having a population of more than thirty-six hundred (3,600) inhabitants, according to the last preceding Federal Census.

Section 3. Distance Between Schools. No aid shall be granted to any school under the provisions of this Act which is located within two and one-half (2½) miles of another school of the same race, unless on account of the condition of the roads and other physical features it is unreasonable and impracticable for the pupils to attend another school; provided that this restriction shall not apply to elementary schools in a consolidated and/or rural high school district nor to any district which at some previous election has voted to remove such conditions by consolidation.

Section 4. Teacher - Pupil Load. State aid under provisions of this Act shall be allotted upon the basis of one teacher for any number of scholastics from twenty (20) to thirty-five (35) and one (1) additional teacher for each additional thirty (30) scholastics, or fractional part thereof, residing in the district. It is expressly provided that in the event pupils are transferred into the district the excess fractional part thereof shall not be

less than two (2) scholastics. The basis for calculation shall be the net scholastic enumeration of white or colored race, as the case may be, including the transfers into the district, and excluding the transfers out of the district for the current year and there shall be deducted all scholastics who have completed the course of study in their home school, as authorized by the County Board of Trustees, provided that where unusual or extraordinary conditions cause an actual increase in enrollment, an adjustment as to the number of teachers may be made by the State Superintendent with the approval of the State Board of Education not to exceed the teacher-pupil load provided herein; provided further that under no conditions shall aid be granted any district in excess of the number of teachers actually contracted for and employed.

Section 5. Average Daily Attendance. No school shall be granted salary aid under the provisions of this Act whose average daily attendance is less than sixty-five per cent (65%) of the scholastic census enrollment for either white or colored school. Provided, the provisions of this Act shall not apply to any school where there is any kind of epidemic of sickness, and such exemption may be allowed only when the facts are determined and certified to by the County or State District Health Officer residing in the area affected. Districts where parochial schools are maintained are exempt from the provisions of this Section.

Section 6. Tax Levy. No school district shall be eligible to receive aid under the provisions of this Act unless it shall be providing for the annual support of its schools by voting, levying, and collecting for the current year a local maintenance school tax, exclusive of the tax for interest and sinking fund for bonds, of not less than fifty (50c) cents on the One Hundred (\$100.00) Dollars, of property valuation in the entire district, or not less than seventy-five (75c) cents, inclusive of the tax for interest and sinking fund for bonds for the year ending of August 31, 1938; and providing further, that the property valuation shall not be less than said property is valued for State and county purposes. Any school district which shall after October 1, 1937, reduce its existing property assessment and/or existing tax rates, thereby en-

abling it to participate under this Act, shall not be eligible to receive aid from any of the funds herein provided; providing further that for the year ending August 31, 1939, no district shall receive aid unless it shall be levying and collecting local maintenance tax of not less than fifty (50c) cents on the One Hundred (\$100.00) Dollars valuation, and provided further that the provisions of this Section shall apply to sending districts for each of the years covered by this allocation.

Section 7. Provided the State Superintendent shall take into consideration, in fixing allowances to school districts, any loss sustained by said district by reason of the Federal Government buying lands for National forests, and by reason of the location in said districts of University lands, and the State Superintendent shall be authorized to make allocations to said districts by virtue of losses sustained by said district by reason of Federal purchase of lands, the amounts to be fixed by the State Superintendent based upon existing facts and circumstances applicable to all other school districts, and in all exceptions provided herein the consent of the State Board of Education shall be first had and obtained.

Section 8. Salary Schedule. No part of the aid herein provided shall be used for increasing the monthly salary of any teacher, except as herein authorized, but funds provided for in this Act shall be used for the exclusive purpose of extending the length of the school term of the schools situated in the district receiving such aid on the basis of a schedule of teachers' salaries to be determined by the State Superintendent of Public Instruction with the approval of the State Board of Education, provided, however, that said agencies shall allow an increase of not more than twenty (20%) per cent for salaries less than One Hundred (\$100.00) Dollars per month allowed in schedules heretofore adopted and may allow not more than fifteen (15%) per cent increase on salary schedules in excess of One Hundred (\$100.00) Dollars per month allowed for the last preceding year. However, the basic pay in no event shall not be less than Eighty-five (\$85.00) Dollars per month on eight months' basis; provided that in no case shall aid be granted a school in excess of the amounts specified in the teacher's salary contract on file in

the office of the county superintendent.

Section 9. Length of Term. All schools of the unaffiliated class receiving aid shall provide a term of approximately eight months. These schools shall be so classified by the County Board so as to provide as nearly as possible an eight (8) months term out of State, county, and local funds. Should there not be sufficient funds to maintain the schools as herein stated, then aid may be granted subject to the other provisions of this Act. Should any school district eligible to receive aid under the provisions of this Act maintain a salary schedule in excess of the salary schedule as determined by the State Superintendent with the approval of the State Board of Education, the amount of aid received by such school district shall be reduced by the amount of such excess.

Nothing in this Act shall be construed as forcing the consolidation of any schools, nor shall any aid be withheld from any school for its failure to consolidate.

Section 10. High School Tuition. It is hereby expressly provided that a sufficient amount of funds allocated by this Act shall be used for the payment of high school tuition not to exceed Seven and 50/100 (\$7.50) Dollars per pupil per month. High school tuition shall be paid according to the provisions of House Bill No. 158, General Laws, Regular Session, Forty-fourth Legislature, as amended, and subject to the limitation and restriction provided in this Act for each of the years of this biennium. Providing that the provisions of this Section shall not apply to granting of aid under terms of this Section for vocational education or crippled children. It is further provided that high school tuition aid, as above set out, shall be granted for pupils transferred to outside high schools for the Waco State Home at Waco, and from the Alabama and Coushatti Indian Reservation near Livingston; provided the aid so granted shall not exceed the per capita tuition charged other schools' transferred high school pupils by the high schools affected hereby.

Section 11. Transportation Aid. The County Superintendents and County School Board are hereby authorized to set up a system of transportation for the purpose of transporting high school pupils from their districts, and within consolidated

districts, to the nearest convenient accredited high school or to any nearer high school of higher classification than the sending district, when designated by the County Board. The expense of such transportation shall be paid out of the funds hereby provided, not to exceed Two (\$2.00) Dollars per pupil per month. Provided, further, that in districts composing an entire county, high school transportation aid as authorized in this Section may be granted for the purpose of transporting high school pupils within such districts to the most convenient accredited high school.

It is further provided that the districts through which these buses travel may make provisions with the County Superintendent and the County School Board to have any other children not provided for herein, transported within and between their respective districts, and said district may make application for State aid thereon to an amount not to exceed One (\$1.00) Dollar per month per pupil. Provided, that where regular buses do not run in sparsely settled sections of counties which are operating under a county unit system, the County School Board and County Superintendent are authorized to make provisions for the transportation of pupils within said districts, and may make application for State aid thereon to an amount not to exceed One (\$1.00) Dollar per month per pupil. Providing that all school districts containing one hundred (100) square miles of territory or more may receive transportation aid of Two (\$2.00) Dollars per month per pupil. And provided further, that like aid of One (\$1.00) Dollar per month per pupil shall be made in respect of transportation in any common school district in which there exists two school plants, one of which is a first class four (4) year high school and which said plants are separated by a distance of not less than two and one-half (2½) miles; provided that transportation aid shall be paid on pupils whose grade is not taught in their home district by virtue of a contract transferring said grade to another school, providing such pupils live more than two and one-half miles from the school actually attended.

Section 12. Penalty Provision. Any district violating any of the provisions of this Act shall forfeit all rights to such aid and may be disqualified to receive any aid of any nature under

any section of this Act for the current year. Should any school which would otherwise be eligible to receive aid agree, provide, or contract with teachers to pay a smaller monthly salary during the remainder of the terms following the granting of aid, provided out of local funds than is paid out of State funds, then such school shall forfeit its rights to receive aid. Provided any census trustee who shall wilfully make any false report in his roll or summary shall forfeit the right of the district he serves to receive any amount of money that may be provided for in this Act.

It is specifically provided herein that the State Board of Education, State Superintendent of Public Instruction, or any agency charged with the responsibility of administering the funds hereby appropriated shall not pledge the State for year in excess of the amount herein appropriated, and it is the sense of this Legislature that the amounts herein appropriated shall cover in full all amounts to be spent for the purpose contemplated by this Act for the period covered by this Act. Whoever violates this provision of this Section shall be deemed guilty of a misdemeanor, involving official misconduct, and upon conviction thereof, shall be fined in a sum not less than Two Hundred (\$200.00) Dollars nor more than One Thousand (\$1,000.00) Dollars and shall be subject to removal from office.

Section 13. All expenditures for costs of administering the various funds named in this Act shall be paid out of the moneys allocated in this Act and such expenditures shall not exceed the amounts authorized by the General Departmental Appropriation Bill, except as otherwise herein provided.

It is herein specifically provided that out of the money appropriated in Section 1 of Senate Bill No. 185, passed at the Regular Session of the Forty-fifth Legislature, the sum of Two Million Two Hundred Thousand (\$2,200,000.00) Dollars is hereby set aside for teacher salary aid; One Hundred and Fifty Thousand (\$150,000.00) Dollars is specifically set aside for the State program for rehabilitation of Crippled Children; Seven Hundred Fifty Thousand (\$750,000.00) Dollars for High School Tuition; One Million, Seven Hundred and Eighty Thousand (\$1,780,000.00) Dollars for transportation aid; and

Six Hundred and Twenty Thousand (\$620,000.00) Dollars for Industrial Aid and to match Federal funds for Vocational Agriculture, Home Economics, Trades and Industries, and General Rehabilitation according to the Federal laws governing Vocational Education. Each of the above named allocations being for each year of the biennium.

Provided that the Department of Vocational Rehabilitation is hereby authorized to receive donations and gifts and place same in the State Treasury of Texas in a special fund to be used under the provisions of the Vocational Rehabilitation Act.

Sec. 14. Powers of State Board of Education and of State Superintendent of Public Instruction. It shall be the duty of the State Board of Education, and it is hereby authorized, to take such action and to make such rules and regulations not inconsistent with the terms of this Act as may be necessary to carry out the provisions and intentions of this Act, and for the best interest of the schools for whose benefit the funds are appropriated. It shall be the duty of the State Superintendent of Public Instruction to appoint the number of inspectors hereinafter authorized to make a thorough investigation, in person, of the grounds, building equipment, teaching staff, and financial condition of each school applying for aid; and no aid shall be given unless it can be shown that all provisions of this Act have been complied with, and that such amount of aid is actually needed. Provided, however, that no regulation of the State Superintendent or the State Board of Education shall conflict with any provisions of this bill or any present statute. Provided further, that the State Superintendent of Public Instruction shall appoint not to exceed twenty-four supervisors, four stenographers, one director of Rural Aid, one secretary of Rural Aid, and one director relating to high school supervision. The twenty-four supervisors appointed hereunder shall reside in their respective supervisory districts. The salaries and traveling expenses of all such appointees as provided for above in this Section shall be paid for out of moneys herein appropriated.

The personnel for administration of vocational education and crippled children shall be appointed by the State Superintendent of Public In-

struction. The personnel shall consist of the following:

1—State director of vocational agriculture;

1—State Supervisor of vocational agriculture;

1—Assistant supervisor of vocational agriculture;

4—District supervisors of vocational agriculture;

1—State director of trades and industries and chairman of division;

1—State supervisor of trades and industries;

4—District supervisors of trades and industries;

1—State director of home economics;

1—State supervisor of home economics;

4—District supervisors of home economics;

3—Stenographers for vocational agriculture and trades and industries and home economics division;

Extra stenographic help for vocational agriculture, trades and industries and home economics division;

1—Director of vocational rehabilitation;

2—Supervisors of rehabilitation;

2—Supervisors for crippled children;

2—Stenographers;

1—Secretary;

1—Chief Clerk; other help, as authorized in the Departmental Appropriation Bill.

1—Janitor for vocational agriculture, trades and industries; and home economics division.

The salaries and travel and other expenses of these appointees as provided for above in this Section shall be paid for out of moneys herein appropriated for vocational education, rehabilitation, crippled children, respectively, and in amounts as passed by the Departmental Appropriation Bill for the biennium ending August 31, 1939.

Section 15. Application for Aid. The trustees of the schools authorized in Section 2, of this Act, may send to the State Superintendent, on forms provided by the State Department of Education, a list of teachers employed in the school, showing the monthly salary, experience and training of each, together with an itemized statement of expected receipts and expenditures, the length of term, and such other information as may be required, and the State Superintendent, under

the direction of the State Board of Education, may, subject to the provisions of this Act, grant to the school such an amount of this fund as will, with the State and County available funds, together with the local funds, maintain the school for a term not to exceed nine (9) months for classified or affiliated high schools and approximately eight (8) months for unaccredited high schools; provided that if the school has sufficient State and County available funds to maintain the school for an eight (8) months term according to the salary schedule adopted by the State Board of Education or with its local maintenance tax, to maintain the desired length of term, not to exceed nine (9) months, as provided in Section 2, it shall not be eligible to receive aid; provided further, that the county superintendent shall approve all contracts with teachers, supervising officers, and bus drivers in all schools before such schools may be eligible to receive aid under any provisions of this Act. Provided, also, that all aid granted out of the funds herein provided shall be allotted only on the basis of need, based upon a proper budgeting of each district asking for any form of aid.

Sec. 16. The trustees of the schools authorized to apply for Aid may send to the proper authorized authority on forms provided by said authority a list of the teachers employed in the schools showing the monthly salary, experience, and training of each, together with an itemized statement of budgeted receipts and expenditures and such other information as may be required. The application shall be sworn to by the president and secretary of the board of trustees of each of the schools applying for Aid. The County Superintendent shall approve all contracts with teachers, supervising officers, and bus drivers in all schools applying for Salary, Transportation, and Tuition Aid under the provisions of this Act. All Aid granted out of the funds provided shall be allotted only on the basis of need based upon an approved budget of each district asking for any form of aid, except as otherwise provided in this Act. All applications for Aid shall be on file with the proper authorized authority not later than October 1 of each year of the biennium provided, however, that from and after January 1, 1938 the authorized authority herein referred to shall

mean the office of the Director of the Equalization Division of the State Department of Education at Austin, Texas, and any school not filing such application before such date of each year shall not be eligible for aid for the current year.

It is provided that no application for aid shall be approved until all applications filed before October 1 of the current year have been considered; and provided further, each application shall, if the amount of money available is not sufficient to pay to all approved applications in full, receive the same proportion of aid as every other approved application.

It is further provided, that the application for aid (including high school tuition) for any current year shall not be approved in an amount in excess of the amount of money available during such current year for all types of aid herein provided for. Even though the application for aid, on a basis of need shown exceed the amount of money available during such current year for all types of aid, then each application shall be proportionately reduced so that the total of all approved applications for such current year will not exceed the amount of money available for said year for all types of aid.

Section 17. Warrants for all money granted under the provisions of the Act shall be transmitted to treasurers of depositories of school districts to which aid is granted in the same manner as warrants for State apportionments are now transmitted. The amount of money granted for each type of aid, except high school tuition, shall be set up as a separate account by the district receiving same and disbursements from said accounts shall be made only for the specific purpose for which the money was granted. If the money in said fund is used for any purpose other than that for which allocated then said district shall not be eligible to receive any type of aid for the following year. It shall be the duty of all treasurers of depositories to make annually, before September 10, of each year, itemized reports under oath to the Director of Equalization of the expenditures of all money granted under the provisions of this Act. It shall also be the duty of each county school superintendent, and each secretary of the school board of an independent school district to file with said proper authorized authority, before September 10

of each year, a sworn account detailing the receipts and disbursements of all Rural Aid Funds, with correct cash balance on August 31, verified by the depository clerk. Failure to file such reports will make such district ineligible to receive aid for the ensuing year. It is provided that all unused obligated balances in Rural Aid Funds in any district on August 31, shall be returned to the State Treasurer and by him credited to the appropriation from which it came; provided, however, that the balances herein providing for the return of moneys shall be subject to the obligation of district holding claims against that fund and subject to reapportionment of the obligation of the receiving district thereof.

Not later than January 15 of each year, the State inspection of all Rural Aid Schools shall be completed. Initial payment by warrant of not more than fifty per cent (50%) of the total amount allotted to any one school shall then be made, and the final payments shall be made on a percentage basis to such school in such a manner that all schools, whose applications for aid have been approved, will receive the same proportion of aid. After final payment is made, each district shall by August 31, of each year, file with the Director of Equalization a signed receipt acknowledging full payment of their approved claim and/or request. It is provided that any amount set aside for schools not having reached sixty-five per cent (65%) attendance shall be prorated among the schools eligible to receive aid or final payment.

Section 18. Sparsely Settled Districts Defined. A sparsely settled district as referred to in Section 2 hereof and as herein defined is a school district within a county having less than one thousand four hundred (1,400) scholastics enumerated within all of such counties common school districts and such district having less than twenty (20) enumerated scholastics therein and such districts so defined when applying for aid and having, levying and collecting a tax as provided in Section 6 thereof may be exempt from the minimum teacher-pupil load, and in no instance shall this exemption be extended or applicable to any district employing more than one (1) teacher; provided, however, the State Superintendent, with the consent of the State Board of Education may grant aid for not more

than one additional teacher for any such common school district.

Section 19. Transfer of Entire District. On the agreement of the board of trustees of the districts concerned or on petition signed by a majority of the qualified voters of the district and subject to the approval of the county superintendent and State Superintendent, the trustees of a district which may be unable to maintain a satisfactory school may transfer its entire scholastic enrollment, or any number of grades thereof, to a convenient school of higher rank, and in such event, all of the funds of the district, including the State aid to which the district would otherwise be entitled under the provisions of this Act, or such proportionate part thereof as may be necessary may be used in carrying out said agreement.

Section 20. Disbursement. Warrants for all money granted under the provisions of this Act shall be transmitted by the State Superintendent of Public Instruction, when the account for same has been audited by the State Auditor, to treasurers of depositories of school districts to which aid is granted and approved in the same manner as warrants for State apportionments are now transmitted and it shall be the duty of all treasurers of depositories to make annual itemized reports under oath to the Director of Equalization of the expenditures of all money granted under the provisions of this Act as herein directed.

Section 21. The State Auditor's office is hereby directed to audit all applications for aid after same have been passed on by the Director of Equalization and when such application has been approved by said director, it shall then be the duty of the State Auditor to approve, modify or reject such application before same is presented to the State Board of Education by the Director of Equalization.

(a) It is further provided that in addition to the administrative costs authorized herein and set forth in the General Departmental Appropriation Bill for the biennium ending August 31, 1939, that the sum of One Thousand Five Hundred (\$1,500.00) Dollars or so much thereof as may be necessary, is also allocated and prorated from the sums herein allocated to the division of equalization in the Department of Education for the purpose of equipping said office with six

(6) letter size files, one (1) legal size file, one (1) steel cabinet for office books, one (1) complete set of fillers and folders for all files, one (1) calculating machine, to be purchased by the State Board of Control in the same manner as other State supplies are obtained and chargeable against the appropriation allocated herein for the year ending August 31, 1938.

(b) There is also allocated from the appropriation authorized in Senate Bill No. 185, passed at the Regular Session of the Forty-fifth Legislature, the sum of Four Thousand Five Hundred (\$4,500.00) Dollars for the year ending August 31, 1938, and the sum of Four Thousand Five Hundred (\$4,500.00) Dollars for the year ending August 31, 1939, to the State Auditor's office, said sums to be allocated and prorated from the sums herein allocated to the Equalization Fund for the purpose of furnishing supervision by the said Department as herein directed, and such allocation shall be in addition to that authorized by the Departmental Appropriation Bill for the biennium ending August 31, 1939, and shall be for the purpose of furnishing a full time Assistant Auditor and such other aid as may be necessary to adequately and promptly perform the duties herein directed and authorized.

Sec. 22. In counties which constitute a single school district and in which there is no governing body designated as the county school board, the duties authorized by this Act to be performed by the county school board are hereby conferred upon the existing governing bodies of such districts, and all aid shall be granted on the basis of need after proper budgeting, the same as herein provided.

Sec. 23. Miscellaneous Provisions. Rural schools accepting the provisions of this Act shall be entitled to share in the distribution of State and County Available School Funds and in all other school funds in the same manner as all other school districts; and in case high school grades are maintained, the community shall still be entitled to participate in the distribution of any aid that may be extended by the Legislature of Texas for vocational or industrial purposes to high schools of this State; provided, however, that no school or school district shall be denied aid for failure or refusal to buy any books, equipment, charts and/or school supplies offered

by any person, firm, or corporation unless the minutes of the State Board of Education of Texas show that said books, equipment, charts, and/or supplies were approved by a unanimous vote of said State Board of Education.

Provided that, if an incorporated city, town or village is levying and collecting taxes for the support or benefit of its municipal school district in an amount not less than provided for in Section 6 of this Act, and/or for interest and sinking funds for bonds or other indebtedness issued or incurred for the direct benefit of such municipal school district, then, in any such event, such taxes so levied and collected by such incorporated city, town or village shall for the purpose of this Act be considered as taxes levied and collected by such school district; and providing further that high school tuition of not to exceed Two Dollars and Fifty Cents (\$2.50) per month for each high school student attending such classified or affiliated high school shall be granted for pupils in consolidated and rural high school districts composed of not less than three (3) original districts, and whose valuation is less than Fifteen Hundred (\$1,500.00) Dollars per scholastic population and which is assessing, levying and collecting not less than One (\$1.00) Dollar tax per One Hundred (\$100.00) Dollars valuation, and whose salary budget shows a need therefor, and that maintains an affiliated high school of not less than sixteen (16) accredited units.

And, it is further provided that it shall be the duty of the County Superintendent to receive and check all high school tuition applications to determine the following facts: Age of the pupil, the district in which he was enumerated, the district in which he lives, the district in which he attends school, the grade in which the pupil is classified in the receiving district, the highest grade taught in the home district of the pupil, the amount of time the pupil was in actual attendance at the receiving school, and the rate and free time allowed the pupil by the receiving high school. When such application has been reviewed and checked as herein provided, same shall be properly certified to by such county superintendent, and the president and/or secretary of the school board of the sending district of the pupil, before said application is transmitted to the Director of Equalization

at Austin, Texas, for his inspection, rejection, modification, or approval, and no such application shall be considered by the Director of Equalization unless same has been duly deposited with him at Austin, Texas, on or before June 15, of each year of the biennium; provided further that the officials of the sending district, or the county superintendent shall furnish the superintendent or the Secretary of the School Board of the receiving school a copy of the budget required by the State Department for establishing the eligibility of the sending district for having the State pay tuition on its high school scholastics.

Section 24. It shall be the duty of the State Board of Education and the State Superintendent of Public Instruction to pay by warrant not more than fifty (50) per cent of the total amount allotted to any one school as an initial payment, and that the remaining payments shall be made on a percentage basis to the schools in such manner and amounts that the total expenditures for any one year shall not exceed the total allocations appropriated for that year.

The State Board of Education and the State Superintendent of Public Instruction are hereby prohibited from paying any one or more schools its or their allotment in an amount greater, on a percentage basis, than is paid any other school. This provision shall apply to all allotments and claims and/or allocations of appropriations provided for in this measure.

It is specifically provided herein that the State Board of Education and the State Superintendent of Public Instruction shall not pledge the State nor incur obligations against the rural aid fund in any amount or in any one year in excess of the amount herein appropriated, and it is the sense of the Legislature that the amounts herein allocated shall be in full of all amounts to be spent for the purposes contemplated by this Act for the period covered by this Act.

Section 25. It shall be unlawful for any county school superintendent or the superintendent of any common or independent school district, school teacher, county trustee and/or district trustees or any other person directly to use or promise to use, pay or promise to pay, any of the funds herein appropriated for the purpose of paying the salary or/and expenses of any person or persons to maintain a lobby for any purpose. Violation

of this provision shall forfeit the right or rights of the county or any school district in the county from participating in the funds herein appropriated.

Provided further that no financial aid shall ever be withheld from any school entitled to such aid under the provisions of this bill by virtue of an alleged deficiency in the certificates held by the teaching personnel of any such school on account of and or by virtue of any regulation of the State Superintendent of Public Instruction, the Department of Education, and/or the Board of Education, unless such rule or regulation is expressly provided by statutes of this State.

Provided that the tax provisions and other inhibitions provided in said bill shall not apply to the school where the Alabama Indians attend school in Polk County, Texas.

Section 26. Repealing and Constitutional Clauses. All laws or parts of laws in conflict herewith are hereby repealed, and provided, however, that all provisions of House Bill No. 327, Acts, Regular Session, Forty-fourth Legislature not in conflict herewith shall be cumulative of the provisions of this Act, and in the event any provision of this Act, is unconstitutional or invalid the remainder of this Act shall, nevertheless, remain in effect."

Section Two. Emergency Clause. The fact that many schools are in need of additional aid other than State per capita apportionment and local maintenance, and that public policy requires that proper provisions be made for the maintenance and support of the schools with as little delay as possible, and the further fact that considerable time is required in preparation for carrying out the terms of this Act, create an emergency and an imperative public necessity that the Constitutional Rule, requiring bills to be read on three several days, be, and the same is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted.

Mr. Metcalfe moved that the Report be adopted.

Mr. Davis of Jasper moved the previous question on the motion by Mr. Metcalfe, and the main question was ordered.

Question recurring on the motion by Mr. Metcalfe, yeas and nays were demanded.

The Report was adopted by the following vote:

Yeas—102

Adkins	Kern
Alexander	Langdon
Alsup	Lankford
Amos	Lanning
Baker	Leath
Bates	Lehman
Beckworth	Leyendecker
Bell	Little
Boethel	Loggins
Bond	London
Boyer	Mauritz
Bradbury	Mays
Brown	McConnell
Burton	McDonald
Callan	McFarland
Cathey	Metcalfe
Cauthorn	Moffett
Cleveland	Monkhouse
Colquitt	Oliver
Davis of Haskell	Palmer
Davis of Jasper	Patterson
Davison of Fisher	of Travis
Davisson	Powell
of Eastland	Prescott
Dean	Quinn
Deglandon	Reed of Bowie
Derden	Rhodes
Dollins	Roark
England	Ross
Fielden	Russell
Fox	Rutta
Fuchs	Schuenemann
Gibson	Settle
Graves	Sewell
Hamilton	Sharpe
Harbin	Shell
Hardin	Skaggs
Harper	Smith of Hopkins
Harris of Archer	Smith
Harris of Dickens	of Matagorda
Herzik	Smith of Tarrant
Holland	Stocks
Huddleston	Talbert
Hull	Tarwater
Hyder	Tennant
Johnson	Tennyson
of Tarrant	Thornberry
Jones of Angelina	Thornton
Jones of Falls	Waggoner
Jones of Wise	Weldon
Keefe	Westbrook
Keith	Wood
Kelt	Worley

Nays—29

Blankenship	Felty
Bradford	Hankamer
Bridgers	Harris of Dallas
Carssow	Heflin
Celaya	Hoskins
Dickison	Howard

Jackson	Patterson of Mills
Johnson of Ellis	Reader
Kenyon	Reed of Dallas
King	Riddle
Knetsch	Simpson
Mann	Stevenson
McKee	Vale
Morse	Winfree
Nicholson	

Present—Not Voting

Donaghey	Harrell
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Absent

Broadfoot	Lucas
Cagle	McKinney
Hanna	Newton
Hartzog	Petsch
Jones of Atascosa	Pope
Leonard	Ragsdale

Absent—Excused

Anderson	Morris
Farmer	Stinson

Mr. Metcalfe moved to reconsider the vote by which the Report was adopted, and to table the motion to reconsider.

The motion to table prevailed.

COMMENDING THE HOUSE CONFEREES ON HOUSE BILL NO. 23

(By unanimous consent)

Mr. Lucas offered the following resolution:

H. S. R. No. 67, Commending the Conferees on House Bill No. 23.

Whereas, The Conferees, on the part of the House, in considering the Conference Report on House Bill No. 23 have labored long and diligently in an effort to arrive at a satisfactory and acceptable solution; and

Whereas, The House Conferees have faithfully stood by the instructions of the House and have endeavored to carry out the will of the House and their position has time and time again been sustained by a majority vote of the House; now, therefore, be it

Resolved by the Members of the House of Representatives, That we do hereby commend said Conferees for their service and their efforts and assure them that they have carried out our will.

LUCAS,
BRADBURY.
JOHNSON of Ellis.

The resolution was read second time, and was adopted.

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bills and resolutions:

S. C. R. No. 17, To suspend certain Joint Rules to consider certain bills.

H. C. R. No. 57, To suspend certain Joint Rules to consider certain bills.

H. C. R. No. 58, To suspend certain Joint Rules to consider certain bills.

H. C. R. No. 61, To suspend certain Rules so as to consider House Bill No. 70.

H. C. R. No. 43, To request Governmental agencies to refrain from going into competition with private industries.

H. B. No. 161, "An Act to validate elections held to elect seven trustees in independent school districts created by special Act providing for a board of five trustees in such district; providing that the Board of Trustees elected at such elections is hereby constituted the Board of Trustees for such districts; providing that such districts shall hereafter elect seven trustees in accordance with the provisions of the General Law governing the election of seven trustees in independent school districts, under which they are now acting; validating bonds voted by such district but not yet issued and all bonds issued by such districts and now outstanding; etc., and declaring an emergency."

H. B. No. 129, "An Act to amend Article 5559, Title 92, of the Revised Civil Statutes of Texas, 1925, relating to record of proceedings and notice in lunacy proceedings, so as to provide that the County Clerk shall be required to enter in the minutes of the court only the judgments of the court rendered in lunacy proceedings; providing for the commitment and confinement of insane persons, and the manner thereof; the furnishing of a transcript of the proceedings relating thereto; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

H. B. No. 151, "An Act ratifying, validating and confirming all water-works system revenue refunding bonds and all sewer system revenue refunding bonds heretofore authorized, issued, exchanged and delivered.

by cities in Texas operating under the provisions of special charters and which refunding bonds have been heretofore validated and confirmed by a final decree of a United States District Court in Texas, and providing that such refunding bonds so authorized, issued, exchanged and delivered shall be and constitute valid and binding obligations upon the revenues of such systems, and declaring an emergency."

H. B. No. 102, "An Act to amend House Bill No. 821 of the Acts of the Regular Session of the Forty-fourth Legislature and finding and declaring that there exist in the State insanitary or unsafe dwelling accommodations; that there is a shortage of safe or sanitary dwelling accommodations available at rents which persons of low income can afford; that such conditions constitute a menace to the health, safety, morals and welfare of the residents of the State and impair the economic values; that slum areas cannot be cleared through the operation of private enterprise; that housing projects will not be competitive with private enterprise; that the clearance, replanning and reconstruction of the areas in which insanitary or unsafe housing conditions exist and the providing of safe and sanitary dwelling accommodations for persons of low income are public uses and purposes and are governmental functions; that the necessity in the public interest of the provisions of this Act is declared as a matter of legislative determination; defining certain words, terms and phrases for the purpose of this Act; authorizing the creation of public bodies corporate and politic to be known as housing authorities; prescribing the procedure to be followed in the creation of such authorities; providing for the appointment, qualifications and tenure of office of the commissioners of the authorities; providing that the power of each authority shall be vested in the commissioners thereof; defining the authority, prescribing the powers thereof, and that it shall have all the powers necessary or convenient to carry out and effectuate the purposes and provisions of this Act, including specifically the making of by-laws, rules and regulations; to prepare, carry out, acquire, lease and operate housing projects, to provide for the construction, reconstruction, improvement, alteration or repair of any

housing project; etc., and declaring an emergency."

H. B. No. 142, "An Act to validate school districts attempted to be established by the annexation or joining of a part of a county line common school district to a contiguous school district after an election held in said common school district to divide it and/or annex or join a part or parts thereof to a contiguous district or districts whether by order of a County Board of School Trustees or of a County Commissioners' Court where said election resulted favorably to division and/or annexation or joining and said order of annexation or joining was in accordance with the terms of the order calling said election pertaining to said division and/or annexation, and where said order was made by County Board or Commissioners' Court of a County containing a part of said County Line Common School District, etc., and declaring an emergency."

H. B. No. 97, "An Act repealing House Bill No. 809, Acts of the Forty-fifth Legislature, Regular Session, 1937, and declaring an emergency."

H. C. R. No. 63, To authorize the Enrolling Clerk of the House to amend the caption of House Bill No. 78.

H. B. No. 78, "An Act amending House Bill No. 99, Acts of the Regular Session of the Forty-fifth Legislature as amended by Senate Bill No. 24 of the First Called Forty-fifth Legislature by amending Section 25 of said House Bill No. 99 by providing that any person purchasing citrus fruit from any dealer qualified as such, and paying therefor in current money of the United States, shall be exempt from giving the bond provided for in the Act and providing that such person applying for license shall indicate on his application that he desires to operate as a cash buyer, buying only from qualified dealers, prescribing the rights of such cash citrus dealer and providing the amount of license fee, a penalty for violation, and declaring an emergency."

S. C. R. No. 21, To suspend certain Joint Rules to consider Senate Bill No. 28.

S. C. R. No. 24, To suspend certain Joint Rules to consider House Bill No. 146.

S. C. R. No. 22, To suspend certain Joint Rules to consider House Bill No. 81.

S. B. No. 16, "An Act to exempt from county supervision of its schools all independent school districts in certain counties regardless of the population of said districts, and declaring an emergency."

S. C. R. No. 8, To grant L. M. Anderson permission to sue the State.

H. B. No. 70, "An Act relating to drainage districts; validating all orders heretofore entered converting said drainage districts into districts operating under Section 59 of Article XVI of the Constitution and creating and declaring such districts to be legally existing; authorizing districts operating under such provisions of the Constitution to borrow money from the Reconstruction Finance Corporation for refunding purposes and to issue refunding bonds and levy a tax in payment thereof; prescribing the method of issuing said refunding bonds; providing a method whereby the functions of drainage commissioners may be exercised by the Commissioners' Court of the county wherein such drainage district is wholly situated; providing that if any of the provisions hereof are held to be invalid, such holding shall not affect the remaining provisions, and declaring an emergency."

H. B. No. 73, "An Act validating, ratifying and confirming all bond issues heretofore voted and issued, or which have been voted and not yet issued, of all common school districts, common consolidated school districts, rural high school districts and independent school districts, regardless of whether said bonds mature in serial annual installments or not, and declaring an emergency."

H. B. No. 74, "An Act validating, ratifying and confirming action of all County Boards of Trustees in establishing, redefining and creating common consolidated school districts, common school districts, independent school districts, and rural high school districts, and declaring an emergency."

H. C. R. No. 65, To suspend certain Joint Rules to consider House Bill No. 124.

H. C. R. No. 51, To authorize the Highway Department to construct certain gas line in Panhandle.

H. C. R. No. 62, To suspend certain Joint Rules to consider House Bill No. 147.

H. C. R. No. 54, To authorize the transfer of certain land.

H. B. No. 81, "An Act amending Article 4782, Revised Civil Statutes, 1925; repealing all laws or parts of laws in conflict herewith; providing that provisions hereof shall not affect Acts, Forty-first Legislature, First Called Session, 1929, Chapter 40, as amended by Acts, Forty-first Legislature, 1929, Second Called Session, Chapter 60, and declaring an emergency."

H. B. No. 146, "An Act authorizing the Director of the Cigarette Tax Division of the State Comptroller's Department to designate a personal representative as supervisor of the printing and manufacturing of cigarette tax stamps; relieving the Director of the Cigarette Tax Division of the burdens of the personal supervision imposed by Section 30 of House Bill No. 755, Acts, Forty-fourth Legislature; authorizing the designation by the Director of the Cigarette Tax Division to the Stamp Tax Board of a personal representative of the Director; the employment of such representative by the Stamp Tax Board; and providing for the payment of services to be rendered by such personal representative, and declaring an emergency."

H. B. No. 167, "An Act to amend Chapter 57 of the Acts of the Forty-first Legislature, Regular Session, by amending Section 13 thereof so as to authorize and empower the Commissioners' Court of Montgomery County, Texas, to issue warrants or other evidence of indebtedness against the road and bridge fund of said County for the purpose of acquiring land for right of way purposes for State and Federal designated highways and public roads; limiting and restricting such power; authorizing and regulating the issuance of interest-bearing time warrants of said County for the purpose of taking up and paying off of any such road and bridge warrants."

H. B. No. 119, "An Act to amend Section 2 of House Bill No. 645 enacted by the Forty-fifth Legislature, at its Regular Session in 1937, and declaring an emergency."

H. C. R. No. 45, To grant Mrs. J. Albert Ackermann permission to sue the State.

S. B. No. 28, "An Act to amend paragraph (4) of Article 2350, Title 44, of the Revised Civil Statutes of the State of Texas, 1925, as amended

by the Acts of 1937, Forty-fifth Legislature, House Bill No. 765, and declaring an emergency."

H. B. No. 133, "An Act amending Section 13 of Senate Bill No. 185, Acts of the Regular Session of the Forty-fifth Legislature, reallocating the funds provided for therein, and declaring an emergency."

H. B. No. 124, "An Act to amend Article 4180 of the Revised Civil Statutes of the State of Texas, 1925, Acts, 1937, Forty-fifth Legislature, Senate Bill No. 84, Section 1, relating to the investment of surplus funds of ward or wards in the hands of guardians or the lending of same, designating certain investments that may be made, so as to provide for the purchase by a guardian of bonds of any county, or any district or subdivision in Texas, or of any incorporated city or town in Texas, and declaring an emergency."

PROVIDING FOR COMMITTEES TO NOTIFY GOVERNOR AND SENATE

Mr. Alsop offered the following resolution:

H. S. R. No. 65, Providing for committees to notify the Governor and Senate.

Whereas, The House of Representatives of the Second Called Session of the Forty-fifth Legislature has completed its work and is ready to adjourn sine die; now, therefore, be it

Resolved, That the Speaker of the House appoint two committees of five Members each, one to notify the Governor, and the other to notify the Senate, that the House has completed its labors and is ready to adjourn sine die.

The resolution was read second time, and was adopted.

In accordance with the above action, the Speaker announced the appointment of the following committee to notify the Governor: Messrs. Harris of Dickens, Simpson, Davis of Jasper, Cauthorn and Burton.

In accordance with the above action, the Speaker announced the appointment of the following committee to notify the Senate: Messrs. Jones of Wise, Johnson of Tarrant, Russell, Holland and Harris of Archer.

SENATE NOTIFIED

The committee appointed to notify the Senate that the House has com-

pleted its labors, and is now ready to adjourn sine die, appeared at the bar of the House, and, being duly announced, stated that they had performed the duty assigned them.

GOVERNOR NOTIFIED

The committee appointed to notify the Governor that the House has completed its labors, and is now ready to adjourn sine die, appeared at the bar of the House, and, being duly announced, stated that they had performed the duty assigned them.

(Mr. Moffett in the Chair.)

HOUSE NOTIFIED

A committee from the Senate appeared at the bar of the House, and being duly announced, stated that the Senate has completed its labors and is now ready to adjourn sine die.

ADJOURNMENT SINE DIE

Mr. Carssow moved that the House of Representatives of the Second Called Session of the Forty-fifth Legislature do now adjourn sine die.

The motion prevailed.

The Chair, accordingly, at 12:00 o'clock midnight, pronounced the House of Representatives of the Second Called Session of the Forty-fifth Legislature adjourned sine die.

APPENDIX

STANDING COMMITTEE REPORTS

The Committee on Counties filed a favorable report on Senate Bill No. 28.

The Committee on State Affairs filed a favorable report on Senate Concurrent Resolution No. 8.

REPORTS OF THE COMMITTEE ON ENGROSSED BILLS

Committee Room,

Austin, Texas, October 26, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 58, Suspending Joint Rule No. 9 for the purpose of permitting the Senate to take up and

consider until finally disposed of certain House and Senate bills.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, October 26, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 57, Suspending the Joint Rules of the House and Senate for the purpose of taking up and considering House Bill No. 142, House Bill No. 80, and House Bill No. 165, now in the Senate, until same are finally disposed of.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

REPORTS OF THE COMMITTEE ON ENROLLED BILLS

Committee Room,

Austin, Texas, October 26, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 38, "An Act to amend House Bill No. 141, Chapter 427, of the Acts of the Second Called Session of the Forty-fourth Legislature by amending Section 4 thereof by adding a new section to be designated Section 4a; further specifying general and specific powers to be had and exercised by the Nueces River Conservation and Reclamation District; including the power of condemnation and other specific enumerated powers, but without limitation upon the general or specific powers otherwise conferred upon said District by said House Bill No. 141, Chapter 427, or by the Constitution of Texas, or by any other General or Special Law; by amending Section 8 of said House Bill No. 141, Chapter 427, of the Acts of the Second Called Session of the Forty-fourth Legislature by providing the number, classes, and term of office of the Directors of said District, the manner of their appointment and qualification, the number constituting a quorum of said Board of Directors, the manner of filling vacancies therein; fixing dates for regular meetings of the Board of Directors and providing for special meetings of said Board; providing that failure of any Director

to attend four (4) consecutive meetings of said Board, including one regular meeting, shall terminate his term of office and create a vacancy in said Board to be filled as other vacancies in said Board of Directors; by amending Section 7 of said House Bill No. 141, Chapter 427, of the Acts of the Second Called Session of the Forty-fourth Legislature by authorizing the Board of Directors to make surveys and do other work incident to carrying out the purposes of the District, to employ engineers, attorneys, and other technical and nontechnical assistants or employees and fix their compensation, and determine other proper expenditures of said District; providing compensation for Directors at Ten (\$10.00) Dollars per day and five (5) cents per mile traveling expenses, said per diem not to be paid in excess of fifty (50) days in any one calendar year; by defining the terms 'moneys' and 'money' as found in Sections 13 and 23; by adding a new section to be designated Section 23a, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 26, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 69, "An Act to validate annexation proceedings of Home Rule cities where such annexation proceedings took place prior to April 1, 1930; and validating all proceedings, actions, and contracts and the exercise of dominion and governmental functions over such annexed territory, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 26, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 102, "An Act to amend House Bill 821 of the Acts of the Regular Session of the Forty-fifth Legislature and finding and declaring that there exist in the State insanitary or unsafe dwelling accommodations; that there is a shortage of safe and sanitary dwelling accommodations avail-

able at rents which persons of low income can afford; that such conditions constitute a menace to the health, safety, morals, and welfare of the residents of the State and impair the economic values; that slum areas cannot be cleared through the operation of private enterprise; that housing projects will not be competitive with private enterprise; that the clearance, replanning, and reconstruction of the areas in which insanitary or unsafe housing conditions exist and the providing of safe and sanitary dwelling accommodations for persons of low income are public uses and purposes and are governmental functions; that the necessity in the public interest of the provisions of this Act is declared as a matter of Legislative determination; defining certain words, terms, and phrases for the purpose of this Act; authorizing the creation of public bodies corporate and politic to be known as housing authorities; prescribing the procedure to be followed in the creation of such authorities; providing for the appointment, qualifications, and tenure of office of the commissioners of the authorities; providing that the power of each authority shall be vested in the commissioners thereof; defining the authority, prescribing the powers thereof, and that it shall have all the powers necessary or convenient to carry out and effectuate the purposes and provisions of this Act, including specifically the making of by-laws, rules, and regulations; to prepare, carry out, acquire, lease, and operate housing projects; to provide for the construction, reconstruction, improvement, alteration, or repair of any housing project; to arrange or contract for the furnishing by any person or agency, public or private, of services, privileges, works, or facilities for or in connection with a housing project or the occupants thereof; to lease or rent any dwelling, houses, accommodations, lands, buildings, structures, or facilities embraced in any housing project and to establish and revise the rents or charges therefor; to own, hold, and improve real or personal property; to purchase, lease, obtain options upon, acquire by gift, grant, bequest, devise, or otherwise, any real or personal property or any interest therein; to acquire by the exercise of the power of eminent domain any real property; to sell, lease, exchange, transfer, assign, pledge, or dispose of any real or personal prop-

erty or any interest therein; to determine where slum areas exist or where there is a shortage of decent, safe, and sanitary dwelling accommodations for persons of low income; to make studies and recommendations relating to the problem of clearing, replanning, and reconstructing of slum areas, and the problem of providing dwelling accommodations for persons of low income, and to cooperate with the city, the county, the State or any political subdivision thereof in connection with such problems; to exercise all or any part or combination of such powers; providing that it is the policy of this State that each housing authority shall manage and operate its housing projects in an efficient manner so as to enable it to fix the rentals for dwelling accommodations at the lowest possible rates consistent with its providing decent, safe, and sanitary dwelling accommodations, and that no housing authority shall construct or operate any such project for profit; establishing the basis upon which rentals for dwellings in projects shall be fixed; prescribing certain duties of an authority in regard to the operation or management of housing projects and with respect to rentals and the selection of tenants; providing that all projects of an authority shall be subject to the planning, zoning, sanitary and building laws, ordinances and regulations applicable to the locality in which the project is situated; providing that an authority shall have the power to issue bonds; prescribing the sources from which such bonds may be made payable; providing that any such bonds may be secured by a pledge of any revenues or a mortgage of any project, projects, or other property of the authority; providing that such bonds shall not be a debt of the city, the county, the State or any political subdivision thereof, nor shall they be payable out of any funds or properties other than those of the authority; declaring that such bonds are issued for an essential public and governmental purpose and shall be exempt from taxes; providing that when such bonds are secured by a pledge of the revenues of a housing project and are additionally secured by a pledge of annual contributions to be paid to an authority by the Federal Government, they shall be legal investments for the State and all public offices, municipal corporations, political subdivisions, school districts, public bod-

ies, banks, bankers, trust companies, savings banks and institutions, building and loan associations, investment companies, insurance companies and other persons carrying on an insurance business, and all executors, administrators, guardians, trustees, and other fiduciaries; providing that such bonds may be accepted as security for all public deposits; providing however that the powers granted by Subsection (g) of Section 4 of the housing cooperation law and by any other law; providing further that nothing contained in this Act shall be construed to relieve any person, firm, or corporation from any duty of exercising reasonable care in selecting securities; providing for the form of such bonds and the terms thereof; providing for the sale and execution thereof; providing that the authority shall have power to pledge all or any part of its gross or net rents, fees, or revenues, to mortgage all or part of its real or personal property and to make certain covenants in the execution of trusts and indentures; providing that the authority may vest in a trustee or the holders of the bonds the right to enforce their payment and performance of covenants relating thereto; authorizing the authority to vest in a trustee the right in the event of default to take possession of and operate a project; providing for approval of bonds by the Attorney General; providing remedies for the holder of the bonds; providing that all real property of the authority shall be exempt from levy and sale by virtue of an execution; providing that the authority may borrow money and accept grants from the Federal Government and may take over, lease, or change any housing project or undertaking constructed or owned by the Federal Government; providing that the property of an authority is public property used for an essential public governmental purpose and shall be exempt from all taxes and special assessments; providing that the authority may agree to make payments to the city or county or political subdivision for improvements, services, and facilities furnished at cost; providing for an annual report by the authority; providing that if any provision of this Act or the application thereof to any person or circumstances is held invalid, the remainder of the Act and the application of such provision to persons or circumstances, other than

those as to which it is held invalid shall not be affected thereby; providing that, in so far as the provisions of this Act are inconsistent with the provisions of any other law, this Act shall control, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 26, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 103, "An Act to amend House Bill No. 820 of the Regular Session of the Forty-fifth Legislature: and defining certain words and phrases for its purposes; making certain findings and declaring necessity; authorizing cities, towns, counties, and other public bodies to aid housing projects of housing authorities or of the United States of America by dedicating, selling, conveying, or leasing any of its property to a housing authority or the Federal Government; by causing parks, playgrounds, recreational, community, educational, water, sewer, or drainage facilities, or any other works which it is otherwise empowered to undertake, to be furnished adjacent to or in connection with housing projects; by furnishing dedicating, closing, paving, installing, grading, regrading, planning, or replanning streets, roads, roadways, alleys, sidewalks, or other places which it is otherwise empowered to undertake; by planning or replanning, zoning, or re-zoning any part of such public body; by making exceptions from building regulations and ordinances; by changing, in the case of any city or town, their maps; by entering into agreements with a housing authority or the Federal Government respecting action to be taken by public bodies pursuant to any of the powers granted by this Act; by doing any and all things necessary or convenient to aid and cooperate in the planning, undertaking, construction, or operation of such housing projects; by purchasing or legally investing in any of the bonds of a housing authority and exercising all of the rights of any holder of such bonds; by not requiring any changes to be made in constructed housing projects under certain circumstances; authorizing public bodies in

exercising the powers herein granted to incur the entire expense of any public improvement made in connection therewith; authorizing certain sales, conveyances, leases, or agreements provided for in the Act to be made by State public bodies without appraisal, public notice, advertisement or public bidding; authorizing public bodies to contract with housing authorities or the Federal Government with respect to the sum or sums which the housing authority or the Federal Government may agree to pay during any year or period of years to the public bodies for the improvements, services, and facilities to be furnished for the benefit of the housing projects; requiring certain cities to make an appropriation for the first year's administrative expenses of housing authorities; authorizing certain cities to lend moneys to housing authorities; prescribing procedure for exercising powers of the Act; declaring the purpose of the Act and that if any provision thereof shall be held invalid, such fact shall not affect the validity of other provisions; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 26, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 129, "An Act to amend Article 5559, Title 92, of the Revised Civil Statutes of Texas of 1925, relating to record of proceedings and notice in lunacy proceedings, so as to provide that the County Clerk shall be required to enter in the minutes of the Court only the judgments of the Court rendered in lunacy proceedings; providing for the commitment and confinement of insane persons, and the manner thereof; the furnishing of a transcript of the proceedings relating thereto; repealing all laws and parts of laws in conflict herewith; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 26, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 135, "An Act amending Article 3881, Revised Civil Statutes of Texas, 1925; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 26, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 149, "An Act applicable in the counties of Blanco, Brewster, Burnet, Crockett, Culberson, Edwards, El Paso, Gillespie, Hudspeth, Kendall, Kerr, Kimble, Kinney, Llano, Mason, Maverick, Menard, Real, Schleicher, Sutton, Terrell, and Val Verde of the State of Texas; requiring a hunting license of any resident citizen of the State hunting in any of said counties with certain exemptions; requiring a fishing license of all persons residing in the State of Texas and fishing in said counties or in any stream forming a part of the boundary line of any of said counties and for such distance as such stream forms a part of the boundary of any of the afore-mentioned counties with certain exemptions; levying a tax of ten (10) per cent on the amount paid for the privilege of hunting on a shooting preserve; designating operators of shooting preserves agents of the Game, Fish and Oyster Commission of the State of Texas for the collection of said tax and requiring such agents to remit to the Commission ten (10) per cent of all amounts collected by the owners or operators of such shooting preserves from persons hunting on such preserves and requiring a report from such operators; defining a shooting preserve; providing for the remittance to the Game, Fish and Oyster Commission of all funds collected under the provisions of this Act and providing for disposition of same; providing regulations relating to fishing and the sale of fish and of hunting in such counties; providing suitable penalties for the violation of any provision of this Act; repealing all laws in so far as they conflict with any of the provisions of this Act; providing

a rule of construction; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 26, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 151, "An Act ratifying, validating, and confirming all Waterworks System Revenue Refunding Bonds and all Sewer System Revenue Refunding Bonds heretofore authorized, issued, exchanged, and delivered by cities in Texas operating under the provisions of Special Charters and which refunding bonds have been heretofore validated and confirmed by a final decree of a United States District Court in Texas; and providing that such refunding bonds so authorized, issued, exchanged, and delivered shall be and constitute valid and binding obligations upon the revenues of such systems; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 26, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 161, "An Act to validate elections held to elect seven (7) trustees in independent school districts created by Special Act providing for a Board of five (5) trustees in such districts; providing that the Board of Trustees elected at such elections is hereby constituted the Board of Trustees for such districts; providing that such districts shall hereafter elect seven (7) trustees in accordance with the provisions of the General Law governing the election of seven (7) trustees in independent school districts, under which they are now acting; validating bonds voted by such districts but not yet issued and all bonds issued by such districts and now outstanding; validating all tax levies made by such Board or Boards of Trustees on behalf of such districts and the assessment and collection thereof; validating all other acts of such Boards of Trustees done under any law authorizing the legally con-

stituted Boards of Trustees of such districts to so act; providing that it shall not be construed as obviating any constitutional requirement of an election nor as validating any district which the Legislature was not authorized to create by Special Act, nor as applying to any district now electing only five (5) trustees; providing that it shall not apply to bonds or tax levies or other acts of such Boards of Trustees now the subject matter of litigation, or to the creation or organization of districts now involved in litigation; providing that the invalidity of any part of this Act shall not affect any other part thereof; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 26, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 29, To grant Tyler Pipe Line Company permission to sue the State.

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 26, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 31, Granting permission to Martin Brothers to sue the State of Texas.

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 26, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 32, Authorizing the Livestock Sanitary Commission to dispose of certain wire fence between the States of Texas and Louisiana.

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 26, 1937.
Hon. R. W. Calvert, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. C. R. No. 43, Requesting the
State Highway Department and other
governmental agencies within this
State not to offer for sale in com-
petition to private industries, ever-
greens of any description, rose bushes,
and nursery stock.

Has carefully compared same and
finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 26, 1937.
Hon. R. W. Calvert, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. C. R. No. 44, To grant Russ
Mitchell Incorporated, permission to
sue the State.

Has carefully compared same and
finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 26, 1937.
Hon. R. W. Calvert, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. C. R. No. 46, Urging the Na-
tional Congress to enact farm legis-
lation.

Has carefully compared same and
finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 26, 1937.
Hon. R. W. Calvert, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. C. R. No. 57, Suspending all
Joint Rules of the House and Senate
for the purpose of taking up and con-
sidering House Bill No. 142, House
Bill No. 80, and House Bill No. 165,
now in the Senate, until same are
finally disposed of.

Has carefully compared same and
finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 26, 1937.
Hon. R. W. Calvert, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. C. R. No. 58, Suspending Joint

Rule No. 9 for the purpose of permit-
ting the Senate to take up and con-
sider, until finally disposed of, House
Bill No. 102, House Bill No. 129,
House Bill No. 73, House Bill No. 161,
Senate Bill No. 16, House Bill No.
97, House Bill No. 109, and Senate
Bill No. 25.

Has carefully compared same and
finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 26, 1937.

Hon. R. W. Calvert, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. C. R. No. 61, Suspending all
necessary Rules so as to permit the
Senate to take up and consider House
Bill No. 70.

Has carefully compared same and
finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 26, 1937.

Hon. R. W. Calvert, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 70, An Act relating to
drainage to districts; validating all or-
ders heretofore entered converting said
drainage districts into districts oper-
ating under Section 59 of Article XVI
of the Constitution and creating and
declaring such districts to be legally
existing; authorizing districts oper-
ating under such provisions of the
Constitution to borrow money from
the Reconstruction Finance Corpora-
tion for refunding purposes and to
issue refunding bonds and levy a tax
in payment thereof; prescribing the
method of issuing said refunding
bonds; providing a method whereby
the functions of drainage commission-
ers may be exercised by the Commis-
sioners Court of the county wherein
such drainage district is wholly sit-
uated; providing that if any of the
provisions hereof are held to be in-
valid, such holding shall not affect
the remaining provisions, and declar-
ing an emergency."

Has carefully compared same and
finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 26, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 167, "An Act to amend Chapter 57 of the Acts of the Forty-first Legislature, Regular Session, by amending Section 13 thereof so as to authorize and empower the Commissioners Court of Montgomery County, Texas, to issue warrants or other evidence of indebtedness against the road and bridge fund of said County for the purpose of acquiring land for right of way purposes for State or Federal designated highways and public roads; limiting and restricting such power; authorizing and regulating the issuance of interest-bearing time warrants of said County for the purpose of taking up and paying off of any such road and bridge warrants, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 26, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 146, "An Act authorizing the Director of the Cigarette Tax Division of the State Comptroller's Department to designate a personal representative as supervisor of the printing and manufacturing of cigarette tax stamps; relieving the Director of the Cigarette Tax Division of the burdens of the personal supervision imposed by Section 30 of House Bill No. 755, Acts, Forty-fourth Legislature; authorizing the designation by the Director of the Cigarette Tax Division to the Stamp Tax Board of a personal representative of the Director the employment of such representative by the Stamp Tax Board; and providing for the payment of services to be rendered by such personal representative, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 26, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 142, "An Act to validate

school districts attempted to be established by the annexation or joining of a part of a county line common school district to a contiguous school district after an election held in said common school district to divide it and/or annex or join a part or parts thereof to a contiguous district or districts whether by order of a county board of school trustees or of a County Commissioners Court where said election resulted favorably to division and/or annexation or joining and said order of annexation or joining was in accordance with the terms of the order calling said election pertaining to said division and/or annexation, and where said order was made by county board or Commissioners Court of a county containing a part of said county line common school district, and in addition thereto a part or all of the district to which a part of said county line common school district was annexed or joined; providing that a district established by annexing or joining a part of said county line common school district to a contiguous county line rural high school district shall exist and function under the laws governing county line rural high school districts; validating elections held in districts validated herein to issue bonds for a lawful purpose or assuming indebtedness lawfully chargeable against a part only of such districts; to validate all bonds issued pursuant to said elections and now outstanding and all bonds voted thereat but not yet issued, exempting from this Act districts, obligations, tax levies, and district acts now involved in litigation, and likewise exempting from the operation of this Act districts returned to their original status, and recognized as such by the proper authorities; providing that the unconstitutionality or other invalidity of any part of this Act shall not affect the remainder thereof, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 26, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 133, "An Act amending Sections 2 to 23 inclusive of Senate Bill No. 185 passed at the Regular Session of the Forty-fifth Legisla-

ture; reallocating the moneys appropriated in Section 1 of said Senate Bill No. 185 including specified amounts to match Federal Funds appropriated for the purpose of conducting work in Vocational Agriculture, Home Economics, Trades and Industries, General Rehabilitation and Rehabilitation for Crippled and Defective Children, attaching conditions, regulations and limitations relative thereto; making various allocations of said appropriation, setting forth the benefits thereof; authorizing aid to such schools in accordance with the conditions specified herein; providing for the support for a certain length of term of all schools meeting the requirement of this Act; providing for the payment each year of the biennium of high school tuition for rural school pupils according to the provisions of House Bill No. 158, General Laws, Regular Session, Forty-fourth Legislature, as amended; providing high school tuition for pupils in consolidated or rural high school districts composed of not less than three original districts; providing for the payment of transportation aid under certain conditions; specifying the penalties for violation of any provision of this Act; declaring it to be unlawful for any agent or employee of the State to violate any provision of this Act, and prescribing the punishment thereof; providing all costs of administering funds named in this Act shall be paid out of moneys appropriated in this Act under the authority of the State Superintendent of Public Instruction under the direction of the State Board of Education; authorizing the State Superintendent of Public Instruction, under the direction of the State Board of Education, to administer the funds appropriated herein; authorizing the State Board of Education or its agents to receive donations and gifts and to place same in the State Treasury in a special fund to be used under the provisions of the Vocational Rehabilitation Act; providing purposes for which funds allocated hereunder may be used; defining powers of the State Board of Education and the State Superintendent of Public Instruction; providing for the method and manner of appointing certain employees; providing for application for aid; making certain exceptions for counties with less than one thousand, four hundred (1,400) scholastics, districts of more than

forty-eight (48) square miles, or more than nine (9) miles in length for transportation aid, districts of more than one hundred (100) square miles with a certain number of high schools contained therein; providing for transfer of entire districts under certain conditions; defining the manner of payments and disbursements of all moneys granted under the provisions of this Act; enacting other provisions necessary and incidental to the provisions of this Act, providing the State shall not be pledged nor obligations incurred against the Rural Aid Fund in any one year in excess of amount appropriated and fixing a penalty; providing for the qualifications of teachers in schools receiving State Aid and making certain exemptions; providing no financial aid shall be withheld because of deficiency in certificates held by teachers in a school unless such deficiency is covered by a rule or regulation expressly provided for by Statute of the State of Texas; providing that the tax provisions and other inhibitions set forth herein shall not apply to schools attended by Alabama Indians in Polk County and certain other exceptions; declaring the rule in event any part, section, or provision of this Act is declared unconstitutional it shall not invalidate the rest of this Act; providing for repeal of all laws in conflict herewith, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 26, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 74, "An Act validating, ratifying, and confirming the acts of the County Boards of Trustees in creating, defining, redefining, or attaching additional territory to common consolidated school districts, common school districts, independent school districts, and rural high school districts, since June 1, 1936, in counties having a population of not more than eleven thousand, four hundred (11,400), according to the last preceding Federal Census; providing exceptions, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 26, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 73, "An Act validating, ratifying, and confirming all bond issues heretofore voted and issued, or which have been voted and not yet issued, of all common school districts, common consolidated school districts, rural high school districts, and independent school districts, regardless of whether said bonds mature in serial annual installments or not; declaring legislative intent with reference to bonds validated; providing bonds validated must mature in not more than forty (40) years; providing the Act shall not apply to bonds in such districts which are in litigation at the effective date of the Act, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 26, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 78, "An Act amending House Bill No. 99, Acts of the Regular Session of the Forty-fifth Legislature, as amended by Senate Bill No. 24 of the First Called Session of the Forty-fifth Legislature, by amending Section 25 of said House Bill No. 99 by providing that any person purchasing citrus fruit from any dealer qualified as such, and paying therefor in current money of the United States, shall be exempt from giving the bond provided for in the Act and providing that such person applying for license shall indicate on his application that he desires to operate as a cash buyer, buying only from qualified dealers; prescribing the rights of such cash citrus dealer and providing the amount of license fee; prescribing a penalty for violation; providing that a producer dealing exclusively in his own products shall not be required to give bond or pay a license fee, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 26, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 81, "An Act amending Article 4782 Revised Civil Statutes, 1925; repealing all laws or parts of laws in conflict herewith; providing that provisions hereof shall not affect Acts, Forty-first Legislature, First Called Session, 1929, Chapter 40 as amended by Acts, Forty-first Legislature, 1929, Second Called Session, Chapter 60 or Senate Bill No. 81, Acts of the Regular Session of the Forty-fifth Legislature; providing that nothing herein is to authorize the Board of Insurance Commissioners to issue a permit to do business in Texas to any foreign mutual assessment life insurance company that is not now doing business here and that the intention of this Act is to regulate and levy a tax on those companies that are now doing business here, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 26, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 97, "An Act repealing House Bill No. 809, Acts of the Forty-fifth Legislature, Regular Session, 1937, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 26, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 119, "An Act to amend Section 2 of House Bill No. 645 enacted by the Forty-fifth Legislature, at its Regular Session in 1937, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 26, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 124, "An Act to amend Article 4180 of the Revised Civil Statutes of the State of Texas, 1925, as amended by Chapter 305, page 684, paragraph 1, Acts of the Forty-first Legislature, as amended by Acts, 1937, Forty-fifth Legislature, Senate Bill No. 84, Section 1, relating to the investment of surplus funds of ward or wards in the hands of guardians or the lending of same; designating certain investments that may be made, so as to provide for the purchase by a guardian of tax-supported bonds of any county, or of any district or political subdivision in Texas, or of any incorporated city or town in Texas subject to certain restrictions, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 26, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 65, Suspending Joint Rule 9 and all other Rules so as to take up House Bill No. 124.

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 26, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 63, Instructing Enrolling Clerk of the House to amend the caption of House Bill No. 78.

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 26, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 51, Directing the State Highway Department to permit the Public Service Corporation of Texas to construct a gas line across the Canadian River.

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 26, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 54, Authorizing the State Parks Board to transfer land back to the City of Nocona.

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

BILLS AND RESOLUTIONS SENT TO THE GOVERNOR

October 26, 1937

House Bill No. 59.

House Bill No. 62.

House Bill No. 110.

House Bill No. 113.

House Bill No. 130.

House Bill No. 148.

House Bill No. 163.

House Bill No. 164.

House Bill No. 38.

House Bill No. 135.

House Bill No. 149.

House Bill No. 69.

House Bill No. 103.

House Bill No. 129.

House Bill No. 151.

House Bill No. 161.

House Bill No. 102.

House Bill No. 78.

House Bill No. 97.

House Bill No. 142.

House Bill No. 70.

House Bill No. 73.

House Bill No. 74.

House Bill No. 146.

House Bill No. 167.

House Bill No. 81.

House Bill No. 119.

House Bill No. 124.

House Bill No. 133.

House Concurrent Resolution No. 50.

House Concurrent Resolution No. 44.

House Concurrent Resolution No. 29.

House Concurrent Resolution No. 31.

House Concurrent Resolution No. 32.

House Concurrent Resolution No. 46.

House Concurrent Resolution No. 43.

House Concurrent Resolution No. 57.

House Concurrent Resolution No. 58.

House Concurrent Resolution No. 61.

House Concurrent Resolution No. 63.

House Concurrent Resolution No. 51.

House Concurrent Resolution No. 65.

House Concurrent Resolution No. 54.

House Concurrent Resolution No. 62.

House Concurrent Resolution No. 45.

**FINAL REPORT OF COMMITTEE ON CONTINGENT EXPENSES
SECOND CALLED SESSION, FORTY-FIFTH LEGISLATURE**

Hon. Robert W. Calvert, Speaker, House of Representatives.

Sir: Herewith we hand you the final account to date of the contingent expense accounts of the House for the Second Called Session of the Forty-fifth Legislature. The list includes all that have been received up to this time; all of which have been approved and vouchers issued for the accounts as per numbers and dates herewith:

Date	Voucher No.	TO WHOM ISSUED	Amount
Oct. 1	1	United States Post Office.....	\$ 1,000.00
Oct. 1	2	United States Post Office.....	4.00
Oct. 1	3	Gussie H. Evans.....	153.00
Oct. 1	4	J. T. Patterson.....	90.00
Oct. 1	5	Vivian Cline (Com. to investigate Dept. Ed.).....	40.00
Oct. 1	6	Geo. H. Harper (Pollution of Waters Com.).....	2.00
Oct. 4	7	Ruth Dexter (Nepotism Com.).....	25.00
Oct. 5	8	Temple Daily Telegram.....	1.20
Oct. 5	9	Banner-Press, Inc.....	.75
Oct. 5	10	Calcasieu Lumber Co.....	2.16
Oct. 5	11	Burroughs Adding Machine Co.....	4.60
Oct. 5	12	The Enterprise Co.....	4.30
Oct. 6	13	Remington Rand, Inc.....	85.90
Oct. 6	14	L. E. Williams.....	200.00
Oct. 6	15	McKean-Eilers Co.....	25.52
Oct. 6	16	Western Union Telegraph Co. (Lost by Comp.).....	25.33
Oct. 6	17	Nelson Davis & Son.....	7.50
Oct. 6	18	Postal Telegraph & Cable Co.....	.52
Oct. 6	19	The Walter Tips Co.....	8.70
Oct. 6	20	Cook Printing Co.....	177.39
Oct. 7	21	McAllen Daily Monitor.....	.75
Oct. 7	22	Bryan Daily Eagle.....	.50
Oct. 7	23	Cuero Publishing Co.....	.50
Oct. 7	24	The Sherman Democrat.....	1.30
Oct. 7	25	The Houston Press.....	3.25
Oct. 7	26	The Walter Tips Co.....	11.00
Oct. 7	27	Nelson Davis & Son.....	7.41
Oct. 7	28	The Herald Publishing Co.....	1.20
Oct. 7	29	San Marcos Record.....	.50
Oct. 7	30	News Publishing Co.....	1.50
Oct. 7	31	Victoria Advocate.....	.60
Oct. 7	32	Sun-Light Publishing Co.....	.75
Oct. 7	33	The Globe-News Publishing Co.....	3.00
Oct. 7	34	Avalanche-Journal Publishing Co.....	1.00
Oct. 7	35	The El Paso Herald-Post.....	1.30
Oct. 7	36	Brownwood Bulletin.....	.75
Oct. 7	37	The Evening & Weekly Mirror.....	.80
Oct. 7	38	San Angelo Standard-Times.....	2.20
Oct. 7	39	Ruth Dexter (Nepotism Com.).....	35.00
Oct. 7	40	Kilgore Daily News.....	.60
Oct. 11	41	Western Union Telegraph Co. (Pol. of Water).....	8.07
Oct. 11	42	Joe S. Dunlap.....	5.25
Oct. 11	43	Vernon Daily Record.....	.50
Oct. 11	44	Perkins & Wilson.....	1.00
Oct. 11	45	Austin Typewriter & Supply Co.....	152.00
Oct. 11	46	Hyde Park Floral Co.....	16.16
Oct. 11	47	Wichita Falls Post.....	.45
Oct. 11	48	T. B. Butler Publishing Co.....	3.00
Oct. 11	49	Acme Glass Co.....	3.00
Oct. 11	50	Photostat Corporation.....	31.40

FINAL REPORT OF COMMITTEE ON CONTINGENT EXPENSES—Cont'd

Date	Voucher No.	TO WHOM ISSUED	Amount
Oct. 11	51	Remington Rand, Inc.....	2.18
Oct. 11	52	Southwestern Bell Telephone Co.....	277.05
Oct. 11	53	H. H. Voss Co.....	6.10
Oct. 12	54	Capital Printing Co.....	193.87
Oct. 13	55	Western Union Telegraph Co.....	60.63
Oct. 13	56	The Dallas Dispatch.....	1.50
Oct. 13	57	Postal Telegraph & Cable Co.....	13.70
Oct. 13	58	Postal Telegraph & Cable Co. (Ed. Dept. Inv.).....	.60
Oct. 13	59	Remington Rand, Inc.....	20.70
Oct. 15	60	Ruth Dexter (Nepotism Com.).....	35.00
Oct. 15	61	S. S. Pettus.....	67.60
Oct. 15	62	United States Post Office.....	300.00
Oct. 18	63	Vivian Cline (Ed. Dept. Invest. Com.).....	40.00
Oct. 19	64	Southwestern Bell Telephone Co.....	411.20
Oct. 19	65	Brownsville Herald Publishing Co.....	1.50
Oct. 19	66	W. H. Richardson & Co.....	.50
Oct. 19	67	Midland Reporter & Telegram.....	.50
Oct. 19	68	Abilene Reporter-Telegram.....	1.50
Oct. 19	69	The Mexia Daily News.....	.85
Oct. 19	70	Brownsville Herald Publishing Co.....	.75
Oct. 19	71	Von Boeckmann-Jones Co.....	139.86
Oct. 19	72	Pampa Daily News.....	.75
Oct. 19	73	McKean-Eilers Co.	1.11
Oct. 19	74	San Antonio Paper Co.....	7.95
Oct. 19	75	Western Union Telegraph Co.....	47.94
Oct. 19	76	The Schuhmacher Co.....	1.90
Oct. 19	77	The Steck Co.....	12.72
Oct. 19	78	Nelson Davis & Son.....	1.08
Oct. 19	79	The Herald Publishing Co.....	.50
Oct. 19	80	Cook Printing Co.....	2.76
Oct. 19	81	Hull Stationery & Printing Co.....	16.75
Oct. 19	82	The Steck Co.....	9.05
Oct. 19	83	Sabine County Reporter.....	1.50
Oct. 20	84	Capital Printing Co.....	4,508.04
Oct. 20	85	Leston Lawrence.....	41.40
Oct. 20	86	Hyde Park Floral Co.....	5.00
Oct. 20	87	Postal Telegraph Co.....	57.44
Oct. 20	88	W. N. Saatoff (Committee).....	10.00
Oct. 22	89	D. R. Lilienstern.....	84.25
Oct. 22	90	Hull Stationery and Printing Co.....	3.24
Oct. 22	91	Ruth Dexter (Committee).....	35.00
Oct. 22	92	Hyde Park Floral Co.....	6.29
Oct. 22	93	Cleburne Times-Review.....	2.00
Oct. 22	94	Vivian Cline (Committee).....	30.00
Oct. 22	95	McKean Eilers Co.....	9.52
Oct. 22	96	Cook Printing Co.....	44.48
Oct. 22	97	Remington Rand, Inc.....	108.45
Oct. 22	98	Western Union Telegraph Co. (Dup. for No. 16)....	25.33
Oct. 22	99	United States Post Office.....	300.00
Oct. 25	100	The Fort Worth Press.....	2.50
Oct. 25	101	Record-Chronicle.....	1.00
Oct. 25	102	The Steck Co.....	15.61
Oct. 25	103	Capital Printing Co.....	406.12
Oct. 25	104	Southwestern Bell Telephone Co.....	414.55
Oct. 25	105	American Publishing Co.....	53.85
Oct. 25	106	Postal Telegraph & Cable Co.....	15.49
Oct. 25	107	Remington Rand, Inc.....	45.29
Oct. 25	108	Von Boeckmann-Jones Co.....	134.05

FINAL REPORT OF COMMITTEE ON CONTINGENT EXPENSES—Cont'd

Date	Voucher No.	TO WHOM ISSUED	Amount
Oct. 25	109	United States Post Office.....	250.00
Oct. 27	110	Southern Publishing Co.....	1.50
Oct. 27	111	Woodman's Flower Shop.....	5.00
Oct. 27	112	J. O. Andrewartha.....	2.20
Oct. 27	113	Roy R. Calloway.....	11.00
Oct. 27	114	Western Union Telegraph Co.....	39.92
Oct. 27	115	Cook Printing Co.....	42.72
Oct. 27	116	The Steck Co.....	48.36
Oct. 27	117	Capital Printing Co.....	294.08
Oct. 27	118	Ruth Dexter (Committee).....	30.00
Oct. 27	119	Tobin's Flower Shop.....	7.50
Oct. 27	120	Vernon Law Book Co.....	10.00
Oct. 28	121	Postal Telegraph & Cable Co.....	16.46
Oct. 28	122	The Steck Co.....	119.24
Oct. 28	123	Western Union Telegraph Co.....	12.00
Oct. 28	124	Vivian Cline (Committee).....	40.00
Oct. 28	125	Capital Printing Co.....	414.56
Oct. 29	126	Von Boeckmann-Jones Co.....	78.26
Oct. 29	127	Remington Rand, Inc.....	9.60
Nov. 1	128	Southwestern Bell Telephone Co.....	396.30
Nov. 1	129	Western Union Telegraph Co.....	20.11
Nov. 6	130	Lon E. Alsup (Post Session Expense).....	70.00
Oct. 29	131	Conde R. Hoskins (Committee).....	19.50
Nov. 4	132	Max W. Boyer (Committee).....	75.40
Nov. 6	133	Penrose B. Metcalfe (Committee).....	46.75
Nov. 5	134	H. T. Brown (Committee).....	48.15
Nov. 5	135	D. M. Harris (Committee).....	62.80
Nov. 6	136	Ben F. Cathey (Committee).....	53.50
Nov. 6	137	Eugene Worley (Committee).....	77.45
Nov. 6	138	J. Bryan Bradbury (Committee).....	55.55
Nov. 3	139	Capital Printing Co.....	581.81
Nov. 3	140	Texas School for the Blind.....	3.03
Nov. 4	141	Texas Book Store (Committee).....	4.00
Nov. 4	142	Texas Book Store.....	34.00
Nov. 4	143	Hyde Park Floral Co.....	11.60
Nov. 4	144	Austin Ice Co.....	26.10
Nov. 4	145	Southwestern Bell Telephone Co.....	197.45
Nov. 4	146	Conde R. Hoskins (Committee).....	9.00
Nov. 6	147	Ruth Dexter (Committee).....	35.00
Nov. 5	148	Alma Chappel (Committee).....	25.00
Nov. 8	149	Marvin F. London (Committee).....	41.70
Nov. 8	150	Missouri Pacific Lines (Committee).....	292.40
Nov. 8	151	L. P. Mills.....	6.23
Nov. 8	152	Renfro Drug Co.....	.50
Nov. 8	153	A. W. Brill.....	3.10
Nov. 8	154	Postal Telegraph & Cable Co. (Committee).....	.87
Nov. 8	155	Electric Appliance Corp.....	4.90
Nov. 12	156	Times Publishing Co.....	4.50
Nov. 12	157	The Daily Progress.....	.60
Nov. 12	158	The Paris News.....	2.40
Nov. 13	159	Marvin F. London (Committee).....	26.30
Nov. 13	160	Ernest J. Boyett (Committee).....	86.15
Nov. 13	161	Stephenville Empire-Tribune.....	.35
Nov. 13	162	Bowlen Bond (Committee).....	18.25
Nov. 13	163	Ernest J. Boyett (Committee).....	40.00
Nov. 16	164	Photostat Corporation.....	12.87
Nov. 19	165	J. T. Patterson.....	105.00
Nov. 19	166	Gussie Evans.....	178.50
Nov. 17	167	Ruth Dexter (Committee).....	50.00

FINAL REPORT OF COMMITTEE ON CONTINGENT EXPENSES—Cont'd

Date	Voucher No.	TO WHOM ISSUED	Amount
Nov. 20	168	Marvin F. London (Committee).....	59.65
Nov. 18	169	Cook Printing Co.....	1.25
Nov. 20	170	Ernest J. Boyett (Committee).....	52.75
Nov. 19	171	Bowlen Bond (Committee).....	18.75
Nov. 24	172	The Steck Co.....	251.16
Nov. 24	173	New York Times.....	1.25
Nov. 24	174	Longview News Co.....	2.55
Nov. 29	175	A. B. Tarwater (Committee).....	54.50
Nov. 30	176	Marvin F. London (Committee).....	66.50
Nov. 29	177	Ernest J. Boyett (Committee).....	99.80
Nov. 30	178	Bowlen Bond (Committee).....	19.25
Nov. 30	179	L. E. Williams.....	4.00
Nov. 30	180	Nelson Davis & Son.....	1.85
Total.....			\$14,983.89

**Vouchers Issued Between First Called and Second Called Sessions
Forty-fifth Legislature**

Date	Voucher No.	TO WHOM ISSUED	Amount
Sept. 1	495	Ross Hardin (Committee).....	\$ 23.27
Sept. 1	496	Fred Felty (Committee).....	8.65
Sept. 1	497	Cecil Rhodes (Committee).....	17.95
Sept. 10	498	Harry L. McKee (Committee).....	5.75
Sept. 13	499	Conde R. Hoskins (Committee).....	25.55
Sept. 13	500	H. H. Schuenemann (Committee).....	15.22
Sept. 16	501	Raglin Jones (Committee).....	12.08
Sept. 30	502	Raglin Jones (Committee).....	18.00
Total.....			\$ 126.47

**REPORT OF SECOND CALLED SESSION OF THE FORTY-FIFTH
LEGISLATURE**

Supplies Bought	\$ 1,134.33
Typewriter Rent	410.00
Telephone	1,696.55
Telegraph	309.02
Stamps Bought	1,850.00
Flowers	51.55
Printing Bills	352.17
Printing Journals	1,890.44
Printing Permanent Journals of Regular Session	4,508.04
Laundry for Speaker's Apartment	6.23
Newspapers	323.05
Post Office Box Rent	4.00
Post Session Work	596.50
Furniture and Repairs	56.52
Committees	1,770.16
Duplicate for Voucher Lost by the Comptroller	25.33
Total amount of Expenditures	\$14,983.89
 Printing Permanent Journals for Regular Session	 \$ 4,508.04
Committees	1,770.16
Duplicate Voucher Issued	25.83
Total	\$ 6,303.53
 Total Vouchers Issued During Second Called Session	 \$14,983.89
Less	6,303.53
Actual Expenditures for expense of Second Called Session	\$ 8,680.36

EXPENSE ACCOUNT OF MEMBERS
SECOND CALLED SESSION

	Supplies	Stamps	Telegraph and Telephone	Total
W. H. Adkins	\$ 1.39	\$ 10.54	\$ 11.75	\$ 23.68
Bob Alexander .....	.70	10.07	15.90	26.67
Lon E. Alsup	3.40	7.99	7.71	19.10
P. L. Anderson	15.76	8.96	19.47	44.19
A. E. Amos	1.55	16.41	13.61	31.57
H. Cecil Baker	3.49	11.54	24.87	39.90
Harold Bates	2.45	15.04	15.56	33.05
Lindley G. Beckworth	4.91	24.23	.80	29.94
John J. Bell	2.60	11.15	19.98	33.73
Dallas A. Blankenship	2.78	25.79	19.11	47.68
Paul C. Boethel	9.63	13.66	3.00	26.29
Bowlen Bond .....	.69	22.54	6.20	29.43
Max W. Boyer	6.44	14.29	10.69	31.42
J. Bryan Bradbury	4.63	15.55	18.42	38.60
Clyde Bradford				
W. W. Bridgers	2.74	15.00	2.88	20.62
A. S. Broadfoot	7.35	10.54	20.88	38.77
H. T. Brown	7.28	15.04	7.41	29.73
Grover Burton .....	.67	.67		1.34
A. P. Cagle	3.02	10.54	12.73	26.29
Robert P. Callan .....	.15	4.54	35.18	39.87
W. B. Carssow .....	.42	24.86	17.06	42.34
B. F. Cathey	2.70	21.82	4.80	29.32
A. R. Cauthorn	3.36	10.34	13.66	27.36
Augustine Celaya	1.45	5.19	31.90	38.54
E. J. Cleveland	1.42	17.01	6.23	24.66
Rawlins M. Colquitt	2.47	26.90	8.19	37.56
J. C. Davis	1.08	10.54	17.40	29.02
Minet M. Davis	4.14	10.22	11.70	26.06
Howard C. Davison	2.44	19.04	10.87	32.35
Geo. A. Davisson	3.13	18.16	19.24	40.53
Travis B. Dean .....	.75	17.40	23.96	42.11
Albert Deglandon	1.84	26.31	3.00	31.15
Albert L. Derden	1.14	25.02	14.76	40.92
P. E. Dickison	3.35	13.95	23.43	40.73
John Dollins	3.65	9.89	38.20	51.74
R. R. Donaghey	8.02	9.10	14.51	31.63
Byron England	2.40	5.19	18.13	25.72
Clarence E. Farmer	4.11	21.86	12.76	38.73
Fred Felty	9.19	16.61	17.05	42.85
Virgil A. Fielden	2.65	20.53	3.71	26.89
Wilson H. Fox	1.47	13.29	9.95	24.71
R. A. Fuchs	2.35	20.16	4.41	26.92
Merritt H. Gibson	2.06	4.54	24.54	31.14
Harry N. Graves .....	.42	5.07	.25	5.74
Ed. B. Hamilton	10.63	5.56	11.24	27.43
Harold M. Hankamer .....	.89	11.77	32.43	45.09
Sam C. Hanna .....	.50	8.22	16.60	25.32
T. E. (Dick) Harbin	4.84	10.54	6.21	21.59
Ross Hardin	1.31	13.21	23.45	37.97
Geo. H. Harper	3.23	31.32	1.26	35.81
E. F. Harrell	4.12	5.05	31.65	40.82
C. L. Harris .....	.34	13.81	8.05	22.20
D. M. Harris	1.47	5.40	14.75	21.62
Fred Harris		7.54	18.24	25.78
Howard G. Hartzog .....	.78	6.85	23.24	30.87
J. M. Heflin	1.60	19.46	29.19	50.25

EXPENSE ACCOUNT OF MEMBERS—Continued

	Supplies	Stamps	Telegraph and Telephone	Total
Gus Herzik	4.41	21.76	.....	26.17
Arthur Holland	3.80	16.31	2.85	22.96
Conde R. Hoskins .....	.18	18.37	15.43	33.98
George F. Howard .....	.74	11.29	24.55	36.58
Earl Huddleston	1.42	19.21	7.86	28.49
Henry Hull	6.56	11.89	16.55	35.00
Tom Bullock Hyder	4.99	4.98	24.67	34.64
H. P. Jackson .....	.....	23.26	5.05	28.31
B. T. Johnson	1.02	19.42	13.82	34.26
Leland M. Johnson	1.40	14.98	15.22	31.60
Herman Jones .....	.26	12.04	1.60	13.90
Raglin Jones	2.30	17.76	18.03	38.09
S. A. Jones, Jr.	1.15	2.16	16.89	20.20
Walter E. Jones .....	.28	8.16	15.91	24.35
Edgar S. Keefe	4.30	21.04	7.31	32.65
Joe A. Keith .....	.87	19.03	12.62	32.52
J. J. Kelt .....	.53	5.27	3.92	9.72
L. M. Kenyon .....	.50	9.48	18.65	28.63
Troy E. Kern	2.70	25.29	4.67	32.66
Delmar L. King	2.98	8.40	.72	12.10
Fred E. Knetsch	2.53	18.41	4.65	25.59
Jack Langdon .....	.20	6.26	2.48	8.94
Louis Lankford .....	.66	8.66	.....	9.32
R. C. Lanning	1.57	4.98	15.05	21.60
Robert M. Leath .....	.50	11.16	24.42	36.08
Henry G. Lehman	6.76	21.46	2.48	30.70
Homer L. Leonard	2.28	17.29	20.09	39.66
B. J. Leyendecker	1.90	11.44	14.95	28.29
G. H. (Jack) Little	4.56	14.91	11.57	31.04
Edgar Loggins	12.97	11.20	17.26	41.43
Marvin F. London	4.47	17.50	6.93	28.90
Jap H. Lucas .....	.02	27.41	5.43	32.86
Frank E. Mann	2.95	19.31	9.56	31.82
Fred Mauritz .....	.06	4.06	10.10	14.22
Abe M. Mays	1.68	15.44	16.04	33.16
J. Carroll McConnell	6.23	21.29	2.72	30.24
W. T. McDonald	3.60	5.16	18.47	27.23
C. M. McFarland	7.80	21.48	.58	29.86
H. L. McKee .....	.21	16.54	22.70	39.45
A. T. McKinney, Jr.	1.20	1.54	16.38	19.12
Penrose B. Metcalfe	4.67	9.04	22.41	36.12
George C. Moffett	1.77	8.55	3.11	13.43
Joe R. Monkhouse	6.06	17.86	24.78	48.70
G. C. Morris	1.65	8.96	8.08	18.69
R. Emmett Morse .....	.63	6.74	30.47	37.84
Geo. Mayo Newton .....	.35	18.04	20.85	39.24
C. E. Nicholson	1.78	11.40	16.40	29.58
J. J. (Jack) Oliver	1.29	23.82	5.87	30.98
Gaston Palmer	2.67	16.54	12.43	31.64
John B. Patterson .....	.30	1.61	.....	1.91
Tolbert Patterson	1.60	13.29	12.95	27.84
Alfred Petsch .....	.80	7.04	18.15	25.99
W. E. Pope	10.67	11.52	9.10	31.29
Robert A. Powell	15.42	11.56	.....	26.98
Ross K. Prescott .....	.80	24.06	10.55	35.41
B. E. Quinn	1.69	10.69	20.35	32.73
Bailey B. Ragsdale	1.65	21.04	9.98	32.67
R. L. Reader .....	.75	21.07	14.53	36.35

EXPENSE ACCOUNT OF MEMBERS—Continued

	Supplies	Stamps	Telegraph and Telephone	Total
Jasper N. Reed	2.36	19.36	3.50	25.22
W. O. Reed .....	.54	8.02	17.16	25.72
Cecil T. Rhodes	2.10	19.54	19.80	41.44
Arthur C. Riddle	1.11	13.36	13.34	27.81
Alf Roark	4.28	11.59	20.34	36.21
T. S. (Tip) Ross	3.14	11.96	3.46	18.56
John K. Russell .....	.68	26.36	3.69	30.73
Charles D. Rutta	1.13	9.04	6.43	16.60
Helmuth H. Schuenemann	2.16	13.46	16.69	32.31
J. Doyle Settle	1.21	10.24	24.79	36.24
Wm. Noll W. Sewell .....	.85	26.29	2.63	29.77
Ben H. Sharpe	1.19	21.52	7.06	29.77
J. Harvey Shell	4.99	12.34	11.75	29.08
James M. Simpson, Jr.	10.71	25.29	.36	36.36
A. G. Skaggs	6.83	13.54	5.12	25.49
Howard S. Smith	1.34	17.14	19.35	37.83
Lonnie Smith	2.52	10.43	25.61	38.56
Paris Smith .....	.....	5.76	1.55	7.31
Coke R. Stevenson .....	.46	10.54	4.87	15.87
Jeff D. Stinson	1.78	11.47	3.47	16.72
C. L. Stocks	1.35	3.04	.....	4.39
Eugene Talbert .....	.91	7.80	10.36	19.07
Arthur B. Tarwater	1.06	13.54	10.62	25.22
Roy I. Tennant, Jr.	3.76	25.54	5.68	34.98
Charles H. Tennyson	5.27	18.26	15.79	39.32
Homer Thornberry	1.45	3.38	5.41	10.24
E. H. Thornton, Jr.	1.07	7.95	14.50	23.52
Arnold J. Vale .....	.46	9.83	34.14	44.43
J. H. Waggoner .....	.75	14.29	.....	15.04
Odis A. Weldon	1.14	21.86	3.45	26.45
Mainor N. Westbrook	1.12	24.27	7.93	33.32
J. E. Winfree	2.21	26.91	5.42	34.54
Robert H. Wood	2.87	9.66	21.91	34.44
Eugene Worley	2.33	20.25	18.52	41.10
R. W. Calvert (Speaker) ..	7.25	26.31	13.32	46.88
	\$ 416.82	\$2,114.39	\$1,898.38	\$4,429.59

Chief Clerk	\$ 21.62	\$ 19.24	\$ 11.50	\$ 52.36
Contingent Expense Committee	4.34	5.01	.....	9.35
Journal Clerk	4.77	.....	.....	4.77
Reading Clerk	12.29	.....	.....	12.29
Calendar Clerk	15.58	4.50	.15	20.23
Appropriations Committee	4.97	.....	.....	4.97
Sergeant-at-Arms	4.34	9.62	1.35	15.31
Enrolling and Engrossing	79.77	.....	.....	79.77
General Expense of House	93.32	.....	93.65	186.97
Doorkeepers	1.07	.....	.....	1.07
Porters	9.29	.....	.....	9.29
Mailing Clerks	3.86	.....	.....	3.86
Voting Machine	44.54	.....	.....	44.54
Claims and Accounts .....	.....	6.00	.....	6.00
Committee Clerks	3.13	.....	.....	3.13
Stenographic Force	376.86	.....	.....	376.86
	\$ 679.75	\$ 44.37	\$ 106.65	\$ 830.77

SUPPLY ACCOUNT

Left from First Called Session of Forty-fifth Legislature.....	\$ 154.73
Bought during Second Called Session of Forty-fifth Legislature.....	1,134.33
Total.....	<u>\$1,289.06</u>

Disbursements

General House Expenses	\$ 93.32
Members of the House	416.82
Chief Clerk	21.62
Stenographers	376.86
Calendar Clerk	15.58
Sergeant-at-Arms	4.34
Doorkeepers	1.07
Reading Clerks	12.29
Committee Clerks	3.13
Engrossing and Enrolling Departments	79.77
Contingent Expense Committee	4.34
Appropriations Committee.....	4.97
Mailing Clerks	3.86
Porters	9.29
Journal Clerks	4.77
Voting Machine Operators	44.54
Left on Hand	192.49
Total.....	<u>\$1,289.06</u>

STAMP ACCOUNT

Left on hand from First Called Session, Forty-fifth Legislature.....	\$ 498.48
Bought during Second Called Session, Forty-fifth Legislature.....	1,850.00
Total.....	<u>\$2,348.48</u>

Disbursements

To Members of the House	\$2,114.39
Chief Clerk	19.24
Contingent Expense Committee	5.01
Claims and Accounts Committee	6.00
Calendar Clerk	4.50
Sergeant-at-Arms	9.62
Issued to Investigating Committees	33.12
Left on Hand	156.60
Total	<u>\$2,348.48</u>

Respectfully submitted,

LON E. ALSUP, Chairman.

By Clara A. Neal, Clerk Contingent
Expense Committee, House of Repre-
sentatives.

REPORT OF SERGEANT-AT-ARMS

Hon. Lon E. Alsup, Chairman, Contingent Expense Committee, House of Representatives, Second Called Session, Forty-fifth Legislature.

Sir: The following are statements of inventory of fixtures, also stamps, supplies accounts, and telephone and telegraph accounts for the Second Called Session of the Forty-fifth Legislature:

INVENTORY OF FIXTURES

Engrossing Room	West Room
12 Stenographic tables.	73 Stenographic tables.
14 New oak chairs.	123 Waste baskets.
1 Desk chair.	Chief Clerk's Office
8 Waste baskets.	1 Roll top desk.
2 Large file cabinets.	4 Flat top desks.
1 Small file cabinet.	2 Book cases.
3 Large tables.	3 Metal file cabinets.
2 Hall trees.	2 Metal safes.
8 Stenographic baskets.	2 Stenographic tables.
1 Desk.	1 Small metal record cabinet.
3 Straight chairs.	19 Chairs.
Enrolling Room	6 Waste baskets.
19 Oak chairs.	1 Wood stationery cabinet.
13 Stenographic tables.	3 Desk lamps.
1 Hall tree.	2 Rotary fans.
2 Large tables.	1 Underwood typewriter.
1 Desk.	2 Hall trees.
2 Metal file cabinets.	1 Couch.
7 Waste baskets.	1 Lino-type.
1 Dictionary.	Rear Hall
1 Lino-type.	1 Roll top desk.
Sergeant-at-Arms Office	2 Wood cabinets.
1 Long table.	1 Stool.
3 Flat top desks.	Room No. 6
1 Typewriter desk.	1 Metal cabinet.
2 Pigeon hole cabinets.	1 Wood cabinet.
1 Electric fan.	3 Desks.
1 Supply cabinet.	2 Large oak tables.
3 Roll top desks.	4 Waste baskets.
1 Steel file cabinet.	1 Hall tree.
1 Paper rack.	26 Oak chairs.
1 Hole punch.	Room No. 12
1 Hall tree.	24 Oak chairs.
1 Post office (216 boxes).	2 Old arm chairs.
1 Adding machine.	2 Oak tables.
1 Typewriter.	Room No. 10
1 Bill file.	11 Arm chairs.
3 Desk chairs.	2 New oak tables.
4 Small waste baskets.	1 Mahogany table.
2 Large waste baskets.	25 Mahogany chairs.
Room No. 3	25 New oak chairs.
2 Oak tables.	Mimeograph Room 2nd Floor
31 Large arm oak chairs.	3 Long tables.
60 New stenographic chairs.	1 Large desk.
6 Straight chairs.	1 Mimeograph machine.
5 Round bottom chairs.	
28 Old arm chairs.	

Room No. 8

- 25 Oak chairs.
- 2 Large oak tables.
- Press Room
- 15 Desks.
- 15 Chairs.

Speaker's Office

- 1 Hall tree.
- 1 Book case.
- 1 Metal file cabinet.
- 2 Rotary fans.
- 2 Cuspidors and mats.
- 4 Mahogany desks.
- 2 Mahogany tables.
- 1 Drinking fountain.
- 1 Day bed.
- 1 Duofold.
- 1 Small vacuum cleaner.
- 3 Waste baskets.
- 1 Small oak chair.
- 5 Mahogany chairs.
- 1 Library table.
- 2 Desk lamps.
- 2 Pen trays.
- 1 Ash tray.

Speaker's Kitchen

- 1 Electric stove.
- 1 Cabinet.
- 1 Waste basket.
- 1 Westinghouse refrigerator.
- 2 Teaspoons.
- 1 Water pitcher.
- 9 Glasses.
- 9 Bowls.
- 6 Plates.
- 6 Cups.
- 6 Saucers.
- 1 Platter.

Speaker's Dining Room

- 1 Table.
- 4 Chairs.
- 1 Plate.
- 11 Glasses.
- 1 Sideboard.

Bathroom

- 1 Highboy.
- 1 Bathtub.
- 1 Basin.
- 1 Dust pan.
- 1 Broom.
- 1 Hot water heater.

Bedroom

- 1 Dresser.
- 1 Dressing table.
- 1 Bedstead.
- 1 Pair box springs.
- 1 Mattress.
- 1 Stenographic table.

Bedroom—Continued

- 1 Rocker.
- 1 Vanity chair.
- 1 Wardrobe.
- 12 Sheets.
- 3 Blankets.
- 24 Towels.
- 3 Comforts.
- 6 Wash rags.
- 3 Bed spreads.
- 12 Pillow slips.
- 2 Bed spreads.

Living Room

- 5 Chairs.
- 1 Secretary.
- 1 Floor lamp.
- 1 Table lamp.
- 1 Mirror.
- 2 Vanity tables.
- 1 Settee.
- 1 Duofold.
- 1 Small marble top table.
- 1 Piano with stool.

Ladies Rest Room

- 1 Rotary fan.
- 2 Screens.
- 1 Stenographic chair.
- 2 Brooms.
- 1 Duster.
- 1 Round top table.
- 1 Settee.
- 2 Chairs.
- 1 Vanity and stool.
- 1 Foot stool.
- 1 Waste basket.
- 1 Bucket and dust pan.

Gent's Room

- 3 Tubs.
- 3 Buckets.
- 1 Shine stand.
- 65 Rubber mats.
- 2 Aprons.
- 1 Pair rubber boots.
- 80 Mats.
- 1 Case toilet paper.
- 1 Folding chair.

Porter's Room

- 1 Desk.
- 7 Large waste baskets.
- 1 Desk chair.
- 1 Polishing brush.
- 50 Lbs. floor wax.
- 7 Straw brooms.
- 1 High chair.
- 6 Dusters.
- $\frac{3}{4}$ Gals. furniture polish.
- 6 Chairs.
- 5 Wet mops.
- 125 Ft. vacuum hose.
- 4 Scrub brushes.
- 100 Lbs. floor sweep.

Representative Hall		Reception Room	
2	Large oak tables.	4	Walnut settees.
6	Office desks.	20	Walnut chairs.
2	Small tables.	1	Walnut table.
6	Settees.	1	Small desk.
150	Desks and chairs.	1	Waste basket.
2	Small drinking fountains.	1	Bulletin board.
2	Wooden cabinets with tables.	1	Easel.

Respectfully submitted,

ERNEST J. BOYETT,
Sergeant-at-Arms,
House of Representatives.

